

**EIGHTY-FIFTH GENERAL ASSEMBLY  
2013 REGULAR SESSION  
DAILY  
HOUSE CLIP SHEET**

FEBRUARY 19, 2013

**HOUSE FILE 215**

**H-1014**

1 Amend House File 215 as follows:  
2 1. Page 1, before line 1 by inserting:  
3 <DIVISION  
4 STATE SCHOOL FOUNDATION PROGRAM  
5 Section 1. Section 257.2, subsection 9, Code 2013,  
6 is amended by adding the following new paragraph:  
7 NEW PARAGRAPH. d. Property tax replacement  
8 payments received under section 257.16B.  
9 Sec. \_\_\_\_\_. Section 257.4, subsection 1, paragraph  
10 a, Code 2013, is amended by adding the following new  
11 subparagraph:  
12 NEW SUBPARAGRAPH. (9) The amount of the school  
13 district property tax replacement payment received by  
14 the school district under section 257.16B.  
15 Sec. \_\_\_\_\_. Section 257.4, subsection 1, paragraph b,  
16 Code 2013, is amended to read as follows:  
17 b. For the budget year beginning July 1, 2008, and  
18 succeeding budget years, the department of management  
19 shall annually determine an adjusted additional  
20 property tax levy and a statewide maximum adjusted  
21 additional property tax levy rate, not to exceed the  
22 statewide average additional property tax levy rate,  
23 calculated by dividing the total adjusted additional  
24 property tax levy dollars statewide by the statewide  
25 total net taxable valuation. For purposes of this  
26 paragraph, the adjusted additional property tax levy  
27 shall be that portion of the additional property  
28 tax levy corresponding to the state cost per pupil  
29 multiplied by a school district's weighted enrollment,  
30 ~~and then multiplied by one hundred percent less the~~  
31 regular program foundation base per pupil percentage  
32 pursuant to section 257.1, and then reduced by the  
33 amount of property tax replacement received under  
34 section 257.16B. The district shall receive adjusted  
35 additional property tax levy aid in an amount equal  
36 to the difference between the adjusted additional  
37 property tax levy rate and the statewide maximum  
38 adjusted additional property tax levy rate, as applied  
39 per thousand dollars of assessed valuation on all  
40 taxable property in the district. ~~The statewide~~  
41 ~~maximum adjusted additional property tax levy rate~~  
42 ~~shall be annually determined by the department~~  
43 ~~taking into account amounts allocated pursuant to~~  
44 ~~section 257.15, subsection 4.~~ The statewide maximum  
45 adjusted additional property tax levy rate shall be  
46 annually determined by the department taking into  
47 account amounts allocated pursuant to section 257.15,  
48 subsection 4, and the balance of the property tax  
49 equity and relief fund created in section 257.16A at  
50 the end of the calendar year.

**H-1014**

1 Sec. \_\_\_\_\_. Section 257.8, subsections 1 and 2, Code  
2 2013, are amended to read as follows:

3 1. State percent of growth. ~~The state percent of~~  
4 ~~growth for the budget year beginning July 1, 2010, is~~  
5 ~~two percent.~~ The state percent of growth for the  
6 budget year beginning July 1, 2012, is two percent.  
7 The state percent of growth for the budget year  
8 beginning July 1, 2013, is two percent. The state  
9 percent of growth for the budget year beginning July  
10 1, 2014, is two percent. The state percent of growth  
11 for each subsequent budget year shall be established  
12 by statute which shall be enacted within thirty days  
13 of the submission in the year preceding the base year  
14 of the governor's budget under section 8.21. The  
15 establishment of the state percent of growth for a  
16 budget year shall be the only subject matter of the  
17 bill which enacts the state percent of growth for a  
18 budget year.

19 2. Categorical state percent of growth. ~~The~~  
20 ~~categorical state percent of growth for the budget~~  
21 ~~year beginning July 1, 2010, is two percent.~~ The  
22 categorical state percent of growth for the budget  
23 year beginning July 1, 2012, is two percent. The  
24 categorical state percent of growth for the budget  
25 year beginning July 1, 2013, is two percent. The  
26 categorical state percent of growth for the budget  
27 year beginning July 1, 2014, is two percent. The  
28 categorical state percent of growth for each budget  
29 year shall be established by statute which shall  
30 be enacted within thirty days of the submission in  
31 the year preceding the base year of the governor's  
32 budget under section 8.21. The establishment of the  
33 categorical state percent of growth for a budget year  
34 shall be the only subject matter of the bill which  
35 enacts the categorical state percent of growth for a  
36 budget year. The categorical state percent of growth  
37 may include state percents of growth for the teacher  
38 salary supplement, the professional development  
39 supplement, and the early intervention supplement.

40 Sec. \_\_\_\_\_. Section 257.15, subsection 4, paragraph  
41 b, Code 2013, is amended to read as follows:

42 b. After lowering all school district adjusted  
43 additional property tax levy rates to the statewide  
44 maximum adjusted additional property tax levy rate  
45 under paragraph "a", the department of management shall  
46 use any remaining funds at the end of the calendar  
47 year to further lower additional property taxes by  
48 increasing for the budget year beginning the following  
49 July 1, the state foundation base percentage. Moneys  
50 used pursuant to this paragraph shall supplant an equal

1 amount of the appropriation made from the general fund  
2 of the state pursuant to section 257.16 that represents  
3 the increase in state foundation aid.

4 Sec. \_\_\_\_\_. NEW SECTION. 257.16B School district  
5 property tax replacement payments.

6 1. For each fiscal year beginning on or after July  
7 1, 2013, there is appropriated from the general fund  
8 of the state to the department of education an amount  
9 necessary to make all school district property tax  
10 replacement payments under this section, as calculated  
11 in subsection 2, paragraph "c".

12 2. For each budget year beginning on or after July  
13 1, 2013, the department of management shall calculate  
14 for each school district all of the following:

15 a. The state cost per pupil for the budget year  
16 beginning July 1, 2012, multiplied by one hundred  
17 percent less the regular program foundation base per  
18 pupil percentage pursuant to section 257.1.

19 b. The state cost per pupil for the budget year  
20 multiplied by one hundred percent less the regular  
21 program foundation base per pupil percentage pursuant  
22 to section 257.1.

23 c. The amount of each school district's property  
24 tax replacement payment. Each school district's  
25 property tax replacement payment equals the school  
26 district's weighted enrollment for the budget year  
27 multiplied by the remainder of the amount calculated  
28 for the school district under paragraph "b" minus  
29 the amount calculated for the school district under  
30 paragraph "a".

31 3. School district property tax replacement  
32 payments under this section shall be paid by the  
33 department of education at the same time and in the  
34 same manner as foundation aid is paid and may be  
35 included in the monthly payment of state aid under  
36 section 257.16, subsection 2.

37 Sec. \_\_\_\_\_. CODE SECTION 257.8 ----  
38 IMPLEMENTATION. The requirements of section 257.8,  
39 subsections 1 and 2, regarding the enactment of bills  
40 establishing the regular program state percent of  
41 growth and the categorical state percent of growth  
42 within thirty days of the submission in the year  
43 preceding the base year of the governor's budget and  
44 regarding the subject matter limitation of such bills  
45 do not apply to this division of this Act.

46 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This division  
47 of this Act, being deemed of immediate importance,  
48 takes effect upon enactment.

49 DIVISION \_\_\_\_  
50 SCHOOL DISTRICT FUNDING TERMINOLOGY

1 Sec. \_\_\_\_\_. Section 256C.4, subsection 1, paragraph  
2 f, Code 2013, is amended to read as follows:

3 f. The receipt of funding by a school district  
4 for the purposes of this chapter, the need for  
5 additional funding for the purposes of this chapter,  
6 or the enrollment count of eligible students under  
7 this chapter shall not be considered to be unusual  
8 circumstances, create an unusual need for additional  
9 funds, or qualify under any other circumstances that  
10 may be used by the school budget review committee  
11 to grant supplemental aid to or establish modified  
12 allowable-growth supplemental state aid for a school  
13 district under section 257.31.

14 Sec. \_\_\_\_\_. Section 257.2, subsection 1, Code 2013,  
15 is amended by striking the subsection.

16 Sec. \_\_\_\_\_. Section 257.2, subsection 12, Code 2013,  
17 is amended to read as follows:

18 12. "State percent of growth" means the percent  
19 of growth which is established by statute pursuant to  
20 section 257.8, and which is used in determining the  
21 allowable-growth supplemental state aid.

22 Sec. \_\_\_\_\_. Section 257.2, Code 2013, is amended by  
23 adding the following new subsection:

24 NEW SUBSECTION. 12A. "Supplemental state aid" means  
25 the amount by which state cost per pupil and district  
26 cost per pupil will increase from one budget year to  
27 the next.

28 Sec. \_\_\_\_\_. Section 257.6, subsection 1, paragraph  
29 a, subparagraph (5), Code 2013, is amended to read as  
30 follows:

31 (5) Resident pupils receiving competent private  
32 instruction from a licensed practitioner provided  
33 through a public school district pursuant to chapter  
34 299A shall be counted as three-tenths of one pupil.  
35 Revenues received by a school district attributed to  
36 a school district's weighted enrollment pursuant to  
37 this subparagraph shall be expended for the purpose  
38 for which the weighting was assigned under this  
39 subparagraph. If the school district determines that  
40 the expenditures associated with providing competent  
41 private instruction pursuant to chapter 299A are  
42 in excess of the revenue attributed to the school  
43 district's weighted enrollment for such instruction in  
44 accordance with this subparagraph, the school district  
45 may submit a request to the school budget review  
46 committee for modified allowable-growth supplemental  
47 state aid in accordance with section 257.31, subsection  
48 5, paragraph "n". A home school assistance program  
49 shall not provide moneys received pursuant to this  
50 subparagraph, nor resources paid for with moneys

1 received pursuant to this subparagraph, to parents or  
2 students utilizing the program. Moneys received by a  
3 school district pursuant to this subparagraph shall be  
4 used as provided in section 299A.12.

5 Sec. \_\_\_\_\_. Section 257.8, subsections 3, 6, and 7,  
6 Code 2013, are amended to read as follows:

7 3. ~~Allowable growth~~ Supplemental state aid  
8 calculation. The department of management shall  
9 calculate the regular program ~~allowable growth~~  
10 supplemental state aid for a budget year by multiplying  
11 the state percent of growth for the budget year by  
12 the regular program state cost per pupil for the base  
13 year and shall calculate the special education support  
14 services ~~allowable growth~~ supplemental state aid for  
15 the budget year by multiplying the state percent of  
16 growth for the budget year by the special education  
17 support services state cost per pupil for the base  
18 year.

19 6. ~~Combined allowable growth supplemental state~~  
20 aid. The combined ~~allowable growth supplemental state~~  
21 aid per pupil for each school district is the sum of  
22 the regular program ~~allowable growth supplemental~~  
23 state aid per pupil and the special education support  
24 services ~~allowable growth supplemental state aid~~ per  
25 pupil for the budget year, which may be modified as  
26 follows:

27 a. By the school budget review committee under  
28 section 257.31.

29 b. By the department of management under section  
30 257.36.

31 7. ~~Alternate allowable growth supplemental state~~  
32 aid ---- definitions. For budget years beginning July  
33 1, 2000, and subsequent budget years, references  
34 to the terms ~~"allowable growth"~~ "supplemental state  
35 aid", "regular program state cost per pupil", and  
36 "regular program district cost per pupil" shall  
37 mean those terms as calculated for those school  
38 districts that calculated regular program ~~allowable~~  
39 ~~growth~~ supplemental state aid for the school budget  
40 year beginning July 1, 1999, with the additional  
41 thirty-eight dollars specified in section 257.8,  
42 subsection 4, Code 2013.

43 Sec. \_\_\_\_\_. Section 257.8, subsections 4 and 5, Code  
44 2013, are amended by striking the subsections.

45 Sec. \_\_\_\_\_. Section 257.9, subsection 1, paragraph b,  
46 Code 2013, is amended to read as follows:

47 b. The total calculated under this subsection shall  
48 be divided by the total of the budget enrollments of  
49 all school districts for the budget year beginning July  
50 1, 1990, calculated under section 257.6, subsection

1 4, if section 257.6, subsection 4, had been in effect  
2 for that budget year. The regular program state  
3 cost per pupil for the budget year beginning July 1,  
4 1991, is the amount calculated by the department of  
5 management under this subsection plus ~~an allowable~~  
6 ~~growth~~ a supplemental state aid amount, as defined in  
7 this division of this Act, that is equal to the state  
8 percent of growth for the budget year multiplied by the  
9 amount calculated by the department of management under  
10 this subsection.

11 Sec. \_\_\_\_\_. Section 257.9, subsections 2, 4, 6, 7, 8,  
12 9, and 10, Code 2013, are amended to read as follows:

13 2. Regular program state cost per pupil for  
14 1992-1993 and succeeding years. For the budget year  
15 beginning July 1, 1992, and succeeding budget years,  
16 the regular program state cost per pupil for a budget  
17 year is the regular program state cost per pupil for  
18 the base year plus the regular program ~~allowable growth~~  
19 supplemental state aid for the budget year.

20 4. Special education support services state cost  
21 per pupil for 1992-1993 and succeeding years. For the  
22 budget year beginning July 1, 1992, and succeeding  
23 budget years, the special education support services  
24 state cost per pupil for the budget year is the special  
25 education support services state cost per pupil for the  
26 base year plus the special education support services  
27 ~~allowable growth~~ supplemental state aid for the budget  
28 year.

29 6. Teacher salary supplement state cost per  
30 pupil. For the budget year beginning July 1, 2009, for  
31 the teacher salary supplement state cost per pupil, the  
32 department of management shall add together the teacher  
33 compensation allocation made to each district for the  
34 fiscal year beginning July 1, 2008, pursuant to section  
35 284.13, subsection 1, paragraph "h", Code 2009, and  
36 the phase II allocation made to each district for the  
37 fiscal year beginning July 1, 2008, pursuant to section  
38 294A.9, Code 2009, and divide that sum by the statewide  
39 total budget enrollment for the fiscal year beginning  
40 July 1, 2009. The teacher salary supplement state  
41 cost per pupil for the budget year beginning July 1,  
42 2010, and succeeding budget years, shall be the amount  
43 calculated by the department of management under this  
44 subsection for the base year plus ~~an allowable growth~~  
45 a supplemental state aid amount that is equal to the  
46 teacher salary supplement categorical state percent of  
47 growth, pursuant to section 257.8, subsection 2, for  
48 the budget year, multiplied by the amount calculated  
49 by the department of management under this subsection  
50 for the base year.



1 7. Professional development supplement state cost  
2 per pupil. For the budget year beginning July 1, 2009,  
3 for the professional development supplement state  
4 cost per pupil, the department of management shall  
5 add together the professional development allocation  
6 made to each district for the fiscal year beginning  
7 July 1, 2008, pursuant to section 284.13, subsection  
8 1, paragraph "d", Code 2009, and divide that sum  
9 by the statewide total budget enrollment for the  
10 fiscal year beginning July 1, 2009. The professional  
11 development supplement state cost per pupil for the  
12 budget year beginning July 1, 2010, and succeeding  
13 budget years, shall be the amount calculated by the  
14 department of management under this subsection for  
15 the base year plus ~~an allowable growth~~ a supplemental  
16 state aid amount that is equal to the professional  
17 development supplement categorical state percent of  
18 growth, pursuant to section 257.8, subsection 2, for  
19 the budget year, multiplied by the amount calculated  
20 by the department of management under this subsection  
21 for the base year.

22 8. Early intervention supplement state cost per  
23 pupil. For the budget year beginning July 1, 2009,  
24 for the early intervention supplement state cost per  
25 pupil, the department of management shall add together  
26 the early intervention allocation made to each district  
27 for the fiscal year beginning July 1, 2008, pursuant  
28 to section 256D.4, Code 2009, and divide that sum by  
29 the statewide total budget enrollment for the fiscal  
30 year beginning July 1, 2009. The early intervention  
31 supplement state cost per pupil for the budget year  
32 beginning July 1, 2010, and succeeding budget years,  
33 shall be the amount calculated by the department of  
34 management under this subsection for the base year plus  
35 ~~an allowable growth~~ a supplemental state aid amount  
36 that is equal to the early intervention supplement  
37 categorical state percent of growth, pursuant to  
38 section 257.8, subsection 2, for the budget year,  
39 multiplied by the amount calculated by the department  
40 of management under this subsection for the base year.

41 9. Area education agency teacher salary supplement  
42 state cost per pupil. For the budget year beginning  
43 July 1, 2009, for the area education agency teacher  
44 salary supplement state cost per pupil, the department  
45 of management shall add together the teacher  
46 compensation allocation made to each area education  
47 agency for the fiscal year beginning July 1, 2008,  
48 pursuant to section 284.13, subsection 1, paragraph  
49 "i", Code 2009, and the phase II allocation made  
50 to each area education agency for the fiscal year

1 beginning July 1, 2008, pursuant to section 294A.9,  
2 Code 2009, and divide that sum by the statewide special  
3 education support services weighted enrollment for  
4 the fiscal year beginning July 1, 2009. The area  
5 education agency teacher salary supplement state  
6 cost per pupil for the budget year beginning July 1,  
7 2010, and succeeding budget years, shall be the amount  
8 calculated by the department of management under this  
9 subsection for the base year plus ~~an allowable growth~~  
10 a supplemental state aid amount that is equal to the  
11 teacher salary supplement categorical state percent of  
12 growth, pursuant to section 257.8, subsection 2, for  
13 the budget year, multiplied by the amount calculated  
14 by the department of management under this subsection  
15 for the base year.

16 10. Area education agency professional development  
17 supplement state cost per pupil. For the budget year  
18 beginning July 1, 2009, for the area education agency  
19 professional development supplement state cost per  
20 pupil, the department of management shall add together  
21 the professional development allocation made to each  
22 area education agency for the fiscal year beginning  
23 July 1, 2008, pursuant to section 284.13, subsection  
24 1, paragraph "d", Code 2009, and divide that sum by  
25 the statewide special education support services  
26 weighted enrollment for the fiscal year beginning  
27 July 1, 2009. The area education agency professional  
28 development supplement state cost per pupil for the  
29 budget year beginning July 1, 2010, and succeeding  
30 budget years, shall be the amount calculated by the  
31 department of management under this subsection for  
32 the base year plus ~~an allowable growth~~ a supplemental  
33 state aid amount that is equal to the professional  
34 development supplement categorical state percent of  
35 growth, pursuant to section 257.8, subsection 2, for  
36 the budget year, multiplied by the amount calculated  
37 by the department of management under this subsection  
38 for the base year.

39 Sec. \_\_\_\_\_. Section 257.10, subsection 1, Code 2013,  
40 is amended to read as follows:

41 1. Regular program district cost per pupil for  
42 1991-1992. For the budget year beginning July 1, 1991,  
43 in order to determine the regular program district  
44 cost per pupil for a district, the department of  
45 management shall divide the product of the regular  
46 program district cost per pupil of the district for  
47 the base year, as regular program district cost per  
48 pupil would have been calculated under section 442.9,  
49 Code 1989, multiplied by its budget enrollment for  
50 the base year as budget enrollment would have been



1 calculated under section 442.4, Code 1989, plus the  
2 amount added to district cost pursuant to section  
3 442.21, Code 1989, for each school district, by the  
4 budget enrollment of the school district for the budget  
5 year beginning July 1, 1990, calculated under section  
6 257.6, subsection 4, as if section 257.6, subsection 4,  
7 had been in effect for that budget year. The regular  
8 program district cost per pupil for the budget year  
9 beginning July 1, 1991, is the amount calculated by the  
10 department of management under this subsection plus  
11 the ~~allowable growth~~ supplemental state aid amount,  
12 as defined in this division of this Act, calculated  
13 for regular program state cost per pupil, except that  
14 if the regular program district cost per pupil for  
15 the budget year calculated under this subsection in  
16 any school district exceeds one hundred ten percent  
17 of the regular program state cost per pupil for the  
18 budget year, the department of management shall reduce  
19 the regular program district cost per pupil of that  
20 district for the budget year to an amount equal to  
21 one hundred ten percent of the regular program state  
22 cost per pupil for the budget year, and if the regular  
23 program district cost per pupil for the budget year  
24 calculated under this subsection in any school district  
25 is less than the regular program state cost per pupil  
26 for the budget year, the department of management shall  
27 increase the regular program district cost per pupil of  
28 that district to an amount equal to the regular program  
29 state cost per pupil for the budget year.

30 Sec. \_\_\_\_\_. Section 257.10, subsection 2, paragraph  
31 a, Code 2013, is amended to read as follows:

32 a. For the budget year beginning July 1, 1992, and  
33 succeeding budget years, the regular program district  
34 cost per pupil for each school district for a budget  
35 year is the regular program district cost per pupil for  
36 the base year plus the regular program ~~allowable growth~~  
37 supplemental state aid for the budget year except as  
38 otherwise provided in this subsection.

39 Sec. \_\_\_\_\_. Section 257.10, subsection 4, paragraph  
40 a, Code 2013, is amended to read as follows:

41 a. For the budget year beginning July 1, 1992, and  
42 succeeding budget years, the special education support  
43 services district cost per pupil for the budget year is  
44 the special education support services district cost  
45 per pupil for the base year plus the special education  
46 support services ~~allowable growth~~ supplemental state  
47 aid for the budget year.

48 Sec. \_\_\_\_\_. Section 257.10, subsection 5, Code 2013,  
49 is amended to read as follows:

50 5. Combined district cost per pupil. The combined

1 district cost per pupil for a school district is the  
2 sum of the regular program district cost per pupil  
3 and the special education support services district  
4 cost per pupil. Combined district cost per pupil does  
5 not include modified ~~allowable growth~~ supplemental  
6 state aid added for school districts that have a  
7 negative balance of funds raised for special education  
8 instruction programs, modified ~~allowable growth~~  
9 supplemental state aid granted by the school budget  
10 review committee for a single school year, or modified  
11 ~~allowable growth~~ supplemental state aid added for  
12 programs for dropout prevention.

13 Sec. \_\_\_\_\_. Section 257.10, subsection 9, paragraph  
14 a, Code 2013, is amended to read as follows:

15 a. For the budget year beginning July 1, 2009,  
16 the department of management shall add together the  
17 teacher compensation allocation made to each district  
18 for the fiscal year beginning July 1, 2008, pursuant  
19 to section 284.13, subsection 1, paragraph "h", Code  
20 2009, and the phase II allocation made to each district  
21 for the fiscal year beginning July 1, 2008, pursuant  
22 to section 294A.9, Code 2009, and divide that sum by  
23 the district's budget enrollment in the fiscal year  
24 beginning July 1, 2009, to determine the teacher salary  
25 supplement district cost per pupil. For the budget  
26 year beginning July 1, 2010, and succeeding budget  
27 years, the teacher salary supplement district cost per  
28 pupil for each school district for a budget year is  
29 the teacher salary supplement program district cost  
30 per pupil for the base year plus the teacher salary  
31 supplement ~~state allowable growth~~ supplemental state  
32 aid amount for the budget year.

33 Sec. \_\_\_\_\_. Section 257.10, subsection 10, paragraph  
34 a, Code 2013, is amended to read as follows:

35 a. For the budget year beginning July 1, 2009, the  
36 department of management shall divide the professional  
37 development allocation made to each district for the  
38 fiscal year beginning July 1, 2008, pursuant to section  
39 284.13, subsection 1, paragraph "d", Code 2009, by  
40 the district's budget enrollment in the fiscal year  
41 beginning July 1, 2009, to determine the professional  
42 development supplement cost per pupil. For the  
43 budget year beginning July 1, 2010, and succeeding  
44 budget years, the professional development supplement  
45 district cost per pupil for each school district for a  
46 budget year is the professional development supplement  
47 district cost per pupil for the base year plus the  
48 professional development supplement ~~state allowable~~  
49 ~~growth~~ supplemental state aid amount for the budget  
50 year.

1 Sec. \_\_\_\_\_. Section 257.10, subsection 11, paragraph  
2 a, Code 2013, is amended to read as follows:

3 a. For the budget year beginning July 1, 2009,  
4 the department of management shall divide the early  
5 intervention allocation made to each district for the  
6 fiscal year beginning July 1, 2008, pursuant to section  
7 256D.4, Code 2009, by the district's budget enrollment  
8 in the fiscal year beginning July 1, 2009, to determine  
9 the early intervention supplement cost per pupil. For  
10 the budget year beginning July 1, 2010, and succeeding  
11 budget years, the early intervention supplement  
12 district cost per pupil for each school district for  
13 a budget year is the early intervention supplement  
14 district cost per pupil for the base year plus the  
15 early development supplement ~~state allowable growth~~  
16 supplemental state aid amount for the budget year.

17 Sec. \_\_\_\_\_. Section 257.13, subsections 2 and 3, Code  
18 2013, are amended to read as follows:

19 2. The board of directors of a school district that  
20 wishes to receive an on-time funding budget adjustment  
21 shall adopt a resolution to receive the adjustment and  
22 notify the school budget review committee annually,  
23 but not earlier than November 1, as determined by the  
24 department of education. The school budget review  
25 committee shall establish a modified ~~allowable growth~~  
26 supplemental state aid in an amount determined pursuant  
27 to subsection 1.

28 3. If the board of directors of a school district  
29 determines that a need exists for additional funds  
30 exceeding the authorized budget adjustment for on-time  
31 funding pursuant to this section, a request for  
32 modified ~~allowable growth~~ supplemental state aid based  
33 upon increased enrollment may be submitted to the  
34 school budget review committee as provided in section  
35 257.31.

36 Sec. \_\_\_\_\_. Section 257.31, subsection 5, unnumbered  
37 paragraph 1, Code 2013, is amended to read as follows:

38 If a district has unusual circumstances, creating  
39 an unusual need for additional funds, including  
40 but not limited to the circumstances enumerated in  
41 paragraphs "a" through "n", the committee may grant  
42 supplemental aid to the district from any funds  
43 appropriated to the department of education for  
44 the use of the school budget review committee for  
45 the purposes of this subsection. The school budget  
46 review committee shall review a school district's  
47 unexpended fund balance prior to any decision regarding  
48 unusual finance circumstances. Such aid shall be  
49 miscellaneous income and shall not be included in  
50 district cost. In addition to or as an alternative to

1 granting supplemental aid the committee may establish  
2 a modified ~~allowable-growth~~ supplemental state aid  
3 for the district by increasing its ~~allowable-growth~~  
4 supplemental state aid. The school budget review  
5 committee shall review a school district's unspent  
6 balance prior to any decision to increase modified  
7 ~~allowable-growth~~ supplemental state aid under this  
8 subsection.

9 Sec. \_\_\_\_\_. Section 257.31, subsection 6, paragraph  
10 a, Code 2013, is amended to read as follows:

11 a. The committee shall establish a modified  
12 ~~allowable-growth~~ supplemental state aid for a district  
13 by increasing its ~~allowable-growth~~ supplemental  
14 state aid when the district submits evidence that it  
15 requires additional funding for removal, management,  
16 or abatement of environmental hazards due to a state  
17 or federal requirement. Environmental hazards  
18 shall include but are not limited to the presence of  
19 asbestos, radon, or the presence of any other hazardous  
20 material dangerous to health and safety.

21 Sec. \_\_\_\_\_. Section 257.31, subsection 7, paragraph  
22 b, Code 2013, is amended to read as follows:

23 b. Other expenditures, including but not limited  
24 to expenditures for salaries or recurring costs, are  
25 not authorized under this subsection. Expenditures  
26 authorized under this subsection shall not be included  
27 in ~~allowable-growth~~ supplemental state aid or district  
28 cost, and the portion of the unexpended fund balance  
29 which is authorized to be spent shall be regarded as if  
30 it were miscellaneous income. Any part of the amount  
31 not actually spent for the authorized purpose shall  
32 revert to its former status as part of the unexpended  
33 fund balance.

34 Sec. \_\_\_\_\_. Section 257.31, subsection 14, paragraph  
35 b, subparagraph (3), Code 2013, is amended to read as  
36 follows:

37 (3) A school district is only eligible to receive  
38 supplemental aid payments during the budget year if  
39 the school district certifies to the school budget  
40 review committee that for the year following the  
41 budget year it will notify the school budget review  
42 committee to instruct the director of the department of  
43 management to increase the district's ~~allowable-growth~~  
44 supplemental state aid and will fund the ~~allowable~~  
45 ~~growth~~ supplemental state aid increase either by using  
46 moneys from its unexpended fund balance to reduce the  
47 district's property tax levy or by using cash reserve  
48 moneys to equal the amount of the deficit that would  
49 have been property taxes and any part of the state aid  
50 portion of the deficit not received as supplemental aid

1 under this subsection. The director of the department  
2 of management shall make the necessary adjustments to  
3 the school district's budget to provide the modified  
4 ~~allowable-growth supplemental state aid~~ and shall make  
5 the supplemental aid payments.

6 Sec. \_\_\_\_\_. Section 257.32, subsection 1, paragraph  
7 a, Code 2013, is amended to read as follows:

8 a. An area education agency budget review procedure  
9 is established for the school budget review committee  
10 created in section 257.30. The school budget review  
11 committee, in addition to its duties under section  
12 257.31, shall meet and hold hearings each year to  
13 review unusual circumstances of area education  
14 agencies, either upon the committee's motion or upon  
15 the request of an area education agency. The committee  
16 may grant supplemental aid to the area education agency  
17 from funds appropriated to the department of education  
18 for area education agency budget review purposes, or  
19 an amount may be added to the area education agency  
20 special education support services ~~allowable-growth~~  
21 supplemental state aid for districts in an area or  
22 an additional amount may be added to district cost  
23 for media services or educational services for all  
24 districts in an area for the budget year either on a  
25 temporary or permanent basis, or both.

26 Sec. \_\_\_\_\_. Section 257.37, subsections 1 and 3, Code  
27 2013, are amended to read as follows:

28 1. For the budget year beginning July 1, 1991,  
29 and succeeding budget years, the total amount funded  
30 in each area for media services shall be computed as  
31 provided in this subsection. For the budget year  
32 beginning July 1, 1991, the total amount funded in  
33 each area for media services in the base year shall  
34 be divided by the enrollment served in the base year  
35 to provide an area media services cost per pupil in  
36 the base year, and the department of management shall  
37 compute the state media services cost per pupil in the  
38 base year which is equal to the average of the area  
39 media services costs per pupil in the base year. For  
40 the budget year beginning July 1, 1991, and succeeding  
41 budget years, the department of management shall  
42 compute the ~~allowable-growth supplemental state aid~~  
43 for media services in the budget year by multiplying  
44 the state media services cost per pupil in the base  
45 year times the state percent of growth for the budget  
46 year, and the total amount funded in each area for  
47 media services cost in the budget year equals the  
48 area media services cost per pupil in the base year  
49 plus the ~~allowable-growth supplemental state aid~~ for  
50 media services in the budget year times the enrollment

1 served in the budget year. Funds shall be paid to area  
2 education agencies as provided in section 257.35.  
3 3. For the budget year beginning July 1, 1991, and  
4 succeeding budget years, the total amount funded in  
5 each area for educational services shall be computed  
6 as provided in this subsection. For the budget year  
7 beginning July 1, 1991, the total amount funded in each  
8 area for educational services in the base year shall  
9 be divided by the enrollment served in the area in  
10 the base year to provide an area educational services  
11 cost per pupil in the base year, and the department  
12 of management shall compute the state educational  
13 services cost per pupil in the base year, which is  
14 equal to the average of the area educational services  
15 costs per pupil in the base year. For the budget  
16 year beginning July 1, 1991, and succeeding budget  
17 years, the department of management shall compute the  
18 ~~allowable growth~~ supplemental state aid for educational  
19 services by multiplying the state educational services  
20 cost per pupil in the base year times the state percent  
21 of growth for the budget year, and the total amount  
22 funded in each area for educational services for the  
23 budget year equals the area educational services cost  
24 per pupil for the base year plus the ~~allowable growth~~  
25 supplemental state aid for educational services in the  
26 budget year times the enrollment served in the area in  
27 the budget year. Funds shall be paid to area education  
28 agencies as provided in section 257.35.

29 Sec. \_\_\_\_\_. Section 257.37A, subsection 1, paragraph  
30 a, Code 2013, is amended to read as follows:

31 a. For the budget year beginning July 1, 2009,  
32 the department of management shall add together the  
33 teacher compensation allocation made to each area  
34 education agency for the fiscal year beginning July  
35 1, 2008, pursuant to section 284.13, subsection 1,  
36 paragraph "i", Code 2009, and the phase II allocation  
37 made to each area education agency for the fiscal year  
38 beginning July 1, 2008, pursuant to section 294A.9,  
39 Code 2009, and divide that sum by the special education  
40 support services weighted enrollment in the fiscal  
41 year beginning July 1, 2009, to determine the area  
42 education agency teacher salary supplement cost per  
43 pupil. For the budget year beginning July 1, 2010,  
44 and succeeding budget years, the area education agency  
45 teacher salary supplement district cost per pupil  
46 for each area education agency for a budget year is  
47 the area education agency teacher salary supplement  
48 district cost per pupil for the base year plus the  
49 area education agency teacher salary supplement ~~state~~  
50 ~~allowable growth~~ supplemental state aid amount for the



1 budget year.

2 Sec. \_\_\_\_\_. Section 257.37A, subsection 2, paragraph  
3 a, Code 2013, is amended to read as follows:

4 a. For the budget year beginning July 1, 2009,  
5 the department of management shall divide the area  
6 education agency professional development supplement  
7 made to each area education agency for the fiscal year  
8 beginning July 1, 2008, pursuant to section 284.13,  
9 subsection 1, paragraph "d", Code 2009, by the special  
10 education support services weighted enrollment in  
11 the fiscal year beginning July 1, 2009, to determine  
12 the professional development supplement cost per  
13 pupil. For the budget year beginning July 1, 2010,  
14 and succeeding budget years, the area education agency  
15 professional development supplement district cost per  
16 pupil for each area education agency for a budget year  
17 is the area education agency professional development  
18 supplement district cost per pupil for the base year  
19 plus the area education agency professional development  
20 supplement ~~state allowable growth~~ supplemental state  
21 aid amount for the budget year.

22 Sec. \_\_\_\_\_. Section 257.38, subsection 1, unnumbered  
23 paragraph 1, Code 2013, is amended to read as follows:

24 Boards of school districts, individually or jointly  
25 with boards of other school districts, requesting  
26 to use modified ~~allowable growth~~ supplemental state  
27 aid for programs for returning dropouts and dropout  
28 prevention, shall submit comprehensive program plans  
29 for the programs and budget costs, including annual  
30 requests for modified ~~allowable growth~~ supplemental  
31 state aid for funding the programs, to the department  
32 of education as a component of the comprehensive school  
33 improvement plan submitted to the department pursuant  
34 to section 256.7, subsection 21. The program plans  
35 shall include:

36 Sec. \_\_\_\_\_. Section 257.38, subsection 2, Code 2013,  
37 is amended to read as follows:

38 2. Program plans shall identify the parts of the  
39 plan that will be implemented first upon approval  
40 of the request. If a district is requesting to use  
41 modified ~~allowable growth~~ supplemental state aid  
42 to finance the program, the school district shall  
43 not identify more than five percent of its budget  
44 enrollment for the budget year as returning dropouts  
45 and potential dropouts.

46 Sec. \_\_\_\_\_. Section 257.40, Code 2013, is amended to  
47 read as follows:

48 257.40 Approval of programs for returning dropouts  
49 and dropout prevention ---- annual report.

50 1. The board of directors of a school district

1 requesting to use modified ~~allowable-growth~~  
2 supplemental state aid for programs for returning  
3 dropouts and dropout prevention shall submit requests  
4 for modified at-risk ~~allowable-growth~~ supplemental  
5 state aid, including budget costs, to the department  
6 not later than December 15 of the year preceding the  
7 budget year during which the program will be offered.  
8 The department shall review the request and shall prior  
9 to January 15 either grant approval for the request  
10 or return the request for approval with comments of  
11 the department included. An unapproved request for a  
12 program may be resubmitted with modifications to the  
13 department not later than February 1. Not later than  
14 February 15, the department shall notify the department  
15 of management and the school budget review committee of  
16 the names of the school districts for which programs  
17 using modified ~~allowable-growth~~ supplemental state aid  
18 for funding have been approved and the approved budget  
19 of each program listed separately for each school  
20 district having an approved request.

21 2. Beginning January 15, 2007, the department shall  
22 submit an annual report to the chairpersons and ranking  
23 members of the senate and house education committees  
24 that includes the ways school districts in the previous  
25 school year used modified ~~allowable-growth~~ supplemental  
26 state aid approved under subsection 1; identifies,  
27 by grade level, age, and district size, the students  
28 in the dropout and dropout prevention programs for  
29 which the department approves a request; describes  
30 school district progress toward increasing student  
31 achievement and attendance for the students in the  
32 programs; and describes how the school districts are  
33 using the revenues from the modified ~~allowable-growth~~  
34 supplemental state aid to improve student achievement  
35 among minority subgroups.

36 Sec. \_\_\_\_\_. Section 257.41, subsections 1 and 3, Code  
37 2013, are amended to read as follows:

38 1. Budget. The budget of an approved program for  
39 returning dropouts and dropout prevention for a school  
40 district, after subtracting funds received from other  
41 sources for that purpose, shall be funded annually on  
42 a basis of one-fourth or more from the district cost  
43 of the school district and up to three-fourths by an  
44 increase in ~~allowable-growth~~ supplemental state aid as  
45 defined in section 257.8. Annually, the department of  
46 management shall establish a modified ~~allowable-growth~~  
47 supplemental state aid for each such school district  
48 equal to the difference between the approved budget  
49 for the program for returning dropouts and dropout  
50 prevention for that district and the sum of the amount

1 funded from the district cost of the school district  
2 plus funds received from other sources.

3 3. Limitation. For the fiscal year beginning  
4 July 1, 2013, and each succeeding fiscal year, the  
5 ratio of the amount of modified ~~allowable growth~~  
6 supplemental state aid established by the department  
7 of management compared to the school district's total  
8 regular program district cost shall not exceed two and  
9 one-half percent. However, if the school district's  
10 highest such ratio so determined for any fiscal year  
11 beginning on or after July 1, 2009, but before July 1,  
12 2013, exceeded two and one-half percent, the ratio may  
13 exceed two and one-half percent but shall not exceed  
14 the highest such ratio established during that period.

15 Sec. \_\_\_\_\_. Section 257.46, subsection 2, Code 2013,  
16 is amended to read as follows:

17 2. The remaining portion of the budget shall be  
18 funded by the thirty-eight dollar increase in ~~allowable~~  
19 ~~growth~~ supplemental state aid, as defined in this  
20 division of this Act, for the school budget year  
21 beginning July 1, 1999, multiplied by a district's  
22 budget enrollment. The thirty-eight dollar increase  
23 for the school budget year beginning July 1, 1999,  
24 shall increase in subsequent years by each year's state  
25 percent of growth. School districts shall annually  
26 report the amount expended for a gifted and talented  
27 program to the department of education. The proportion  
28 of a school district's budget which corresponds to  
29 the thirty-eight dollar increase in ~~allowable growth~~  
30 supplemental state aid, as defined in this division of  
31 this Act, for the school budget year beginning July 1,  
32 1999, added to the amount in subsection 1, shall be  
33 utilized exclusively for a school district's gifted and  
34 talented program.

35 Sec. \_\_\_\_\_. Section 273.23, subsection 8, Code 2013,  
36 is amended to read as follows:

37 8. For the school year beginning on the effective  
38 date of an area education agency reorganization as  
39 provided in this subchapter, the special education  
40 support services cost per pupil shall be based upon  
41 the combined base year budgets for special education  
42 support services of the area education agencies that  
43 reorganized to form the newly formed area education  
44 agency, divided by the total of the weighted enrollment  
45 for special education support services in the  
46 reorganized area education agency for the base year  
47 plus the ~~allowable growth~~ supplemental state aid amount  
48 per pupil for special education support services for  
49 the budget year as calculated in section 257.8.

50 Sec. \_\_\_\_\_. Section 280.4, subsection 3, Code 2013,

**H-1014**

Page 18

1 is amended to read as follows:

2 3. In order to provide funds for the excess costs  
3 of instruction of limited English proficient students  
4 above the costs of instruction of pupils in a regular  
5 curriculum, students identified as limited English  
6 proficient shall be assigned an additional weighting  
7 of twenty-two hundredths, and that weighting shall  
8 be included in the weighted enrollment of the school  
9 district of residence for a period not exceeding four  
10 years. However, the school budget review committee may  
11 grant supplemental aid or modified ~~allowable growth~~  
12 supplemental state aid to a school district to continue  
13 funding a program for students after the expiration of  
14 the four-year period.

15 Sec. \_\_\_\_\_. APPLICABILITY. This division of this Act  
16 applies to school budget years beginning on or after  
17 July 1, 2014.>

18 2. Page 23, line 22, by striking <an allowable  
19 growth> and inserting <a supplemental state aid>

20 3. Page 24, line 21, by striking <state allowable  
21 growth> and inserting <supplemental state aid>

22 4. Page 36, line 17, by striking <allowable growth>  
23 and inserting <supplemental state aid>

24 5. By renumbering, redesignating, and correcting  
25 internal references as necessary.

**By** SODERBERG of Plymouth

**H-1014** FILED FEBRUARY 18, 2013

**HOUSE FILE 215**

**H-1015**

1 Amend House File 215 as follows:

2 1. Page 10, line 15, by striking <an> and inserting  
3 <a>

4 2. Page 46, by striking lines 17 through 25.

5 3. By renumbering as necessary.

**By** JORGENSEN of Woodbury

**H-1015** FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1016

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 INDEPENDENT ACCREDITATION OF NONPUBLIC SCHOOLS

5 Sec. \_\_\_\_\_. Section 256.11, Code 2013, is amended by  
6 adding the following new subsection:

7 NEW SUBSECTION. 16. a. Notwithstanding

8 subsections 1 through 12, a nonpublic school may be  
9 accredited by an approved independent accrediting  
10 agency instead of by the state board as provided in  
11 this subsection. The state board shall maintain a list  
12 of approved independent accrediting agencies comprised  
13 of at least six regional or national nonprofit,  
14 nongovernmental agencies recognized as reliable  
15 authorities concerning the quality of education offered  
16 by a school and shall publish the list of independent  
17 accrediting agencies on the department's internet site.  
18 The list shall include accrediting agencies that, as  
19 of January 1, 2013, accredited a nonpublic school in  
20 this state that was concurrently accredited under  
21 this section; and any agency that has a formalized  
22 partnership agreement with another agency on the list  
23 and has member schools in this state as of January 1,  
24 2013.

25 b. A nonpublic school that participates in the  
26 accreditation process offered by an independent  
27 accrediting agency on the approved list published  
28 pursuant to paragraph "a" shall be deemed to meet the  
29 education standards of this section. However, such a  
30 school shall comply with statutory health and safety  
31 requirements for school facilities.

32 c. If the state board takes preliminary action to  
33 remove an agency from the approved list published on  
34 the department's internet site pursuant to paragraph  
35 "a", the department shall, at least one year prior to  
36 removing the agency from the approved list, notify the  
37 nonpublic schools participating in the accreditation  
38 process offered by the agency of the state board's  
39 intent to remove the accrediting agency from its  
40 approved list of independent accrediting agencies.  
41 The notice shall also be posted on the department's  
42 internet site and shall contain the proposed date  
43 of removal. The nonpublic school shall attain  
44 accreditation under this subsection or subsections 1  
45 through 12 not later than one year following the date  
46 on which the state board removes the agency from its  
47 list of independent accrediting agencies.

48 DIVISION \_\_\_\_\_

49 DRIVER EDUCATION BY TEACHING PARENT

50 Sec. \_\_\_\_\_. NEW SECTION. 321.178A Driver education

H-1016

1 ---- teaching parent.

2 1. Teaching parent. As an alternative to the  
3 driver education requirements under section 321.178,  
4 a teaching parent may instruct a student in a driver  
5 education course that meets the requirements of this  
6 section and provide evidence that the requirements  
7 under this section have been met.

8 2. Definitions. For purposes of this section:

9 a. "Approved course" means driver education  
10 curriculum approved by the department pursuant to rules  
11 adopted under chapter 17A. An approved course shall,  
12 at a minimum, meet the requirements of subsection 3  
13 and be appropriate for teaching-parent-directed driver  
14 education and related street or highway instruction.  
15 Driver education materials that meet or exceed  
16 standards established by the department for an approved  
17 course in driver education for a public or private  
18 school shall be approved unless otherwise determined by  
19 the department. The list of approved courses shall be  
20 posted on the department's internet site.

21 b. "Student" means a person between the ages of  
22 fourteen and twenty-one years who is within the custody  
23 and control of the teaching parent and who satisfies  
24 preliminary licensing requirements of the department.

25 c. "Teaching parent" means a parent, guardian,  
26 or legal custodian of a student who is currently  
27 providing competent private instruction to the student  
28 pursuant to section 299A.2 or 299A.3 and who provided  
29 such instruction to the student during the previous  
30 year; who has a valid driver's license, other than a  
31 motorized bicycle license or a temporary restricted  
32 license, that permits unaccompanied driving; and  
33 who has maintained a clear driving record for the  
34 previous two years. For purposes of this paragraph,  
35 "clear driving record" means the individual has not  
36 been identified as a candidate for suspension or  
37 revocation of a driver's license under the habitual  
38 violator or habitual offender provisions of the  
39 department's regulations; is not subject to a driver's  
40 license suspension, revocation, denial, cancellation,  
41 disqualification, or bar; and has no record of a  
42 conviction for a moving traffic violation determined to  
43 be the cause of a motor vehicle accident.

44 3. Course of instruction.

45 a. An approved course administered by a teaching  
46 parent shall consist of but not be limited to the  
47 following:

48 (1) Thirty clock hours of classroom instruction.

49 (2) Forty hours of street or highway driving  
50 including four hours of driving after sunset and before



1 sunrise while accompanied by the teaching parent.  
2 (3) Four hours of classroom instruction concerning  
3 substance abuse.  
4 (4) A minimum of twenty minutes of instruction  
5 concerning railroad crossing safety.  
6 (5) Instruction relating to becoming an organ  
7 donor under the revised uniform anatomical gift Act as  
8 provided in chapter 142C.  
9 (6) Instruction providing an awareness about  
10 sharing the road with bicycles and motorcycles.  
11 b. The content of the course of instruction  
12 required under this subsection shall be equivalent  
13 to that required under section 321.178. However,  
14 reference and study materials, physical classroom  
15 requirements, and extra vehicle safety equipment  
16 required for instruction under section 321.178 shall  
17 not be required for the course of instruction provided  
18 under this section.  
19 4. Course completion and certification. Upon  
20 application by a student for an intermediate license,  
21 the teaching parent shall provide evidence showing  
22 the student's completion of an approved course and  
23 substantial compliance with the requirements of  
24 subsection 3 by affidavit signed by the teaching  
25 parent on a form to be provided by the department. The  
26 evidence shall include all of the following:  
27 a. Documentation that the instructor is a teaching  
28 parent as defined in subsection 2.  
29 b. Documentation that the student is receiving  
30 competent private instruction under section 299A.2  
31 or the name of the school district within which the  
32 student is receiving instruction under section 299A.3.  
33 c. The name of the approved course completed by the  
34 student.  
35 d. An affidavit attesting to satisfactory  
36 completion of course work and street or highway driving  
37 instruction.  
38 e. Copies of written tests completed by the  
39 student.  
40 f. A statement of the number of classroom hours of  
41 instruction.  
42 g. A log of completed street or highway driving  
43 instruction including the dates when the lessons were  
44 conducted, the student's and the teaching parent's name  
45 and initials noted next to each entry, notes on driving  
46 activities including a list of driving deficiencies and  
47 improvements, and the duration of the driving time for  
48 each session.  
49 5. Intermediate license. Any student who  
50 successfully completes an approved course as

1 provided in this section, passes a driving test to  
2 be administered by the department, and is otherwise  
3 qualified under section 321.180B, subsection 2, shall  
4 be eligible for an intermediate license pursuant  
5 to section 321.180B. Twenty of the forty hours of  
6 street or highway driving instruction required under  
7 subsection 3, paragraph "a", subparagraph (2), may be  
8 used to satisfy the requirement of section 321.180B,  
9 subsection 2.

10 6. Full license. A student must comply with  
11 section 321.180B, subsection 4, to be eligible for a  
12 full driver's license pursuant to section 321.180B.

13 Sec. \_\_\_\_\_. Section 321.180B, subsection 2, paragraph  
14 a, Code 2013, is amended to read as follows:

15 a. The department ~~may~~ shall issue an intermediate  
16 driver's license to a person sixteen or seventeen years  
17 of age who possesses an instruction permit issued  
18 under subsection 1 or a comparable instruction permit  
19 issued by another state for a minimum of six months  
20 immediately preceding application, and who presents an  
21 affidavit signed by a parent, guardian, or custodian  
22 on a form to be provided by the department that the  
23 permittee has accumulated a total of twenty hours of  
24 street or highway driving of which two hours were  
25 conducted after sunset and before sunrise and the  
26 street or highway driving was with the permittee's  
27 parent, guardian, custodian, instructor, a person  
28 certified by the department, or a person at least  
29 twenty-five years of age who had written permission  
30 from a parent, guardian, or custodian to accompany  
31 the permittee, and whose driving privileges have not  
32 been suspended, revoked, or barred under this chapter  
33 or chapter 321J during, and who has been accident  
34 and violation free continuously for, the six-month  
35 period immediately preceding the application for an  
36 intermediate license. An applicant for an intermediate  
37 license must meet the requirements of section  
38 321.186, including satisfactory completion of driver  
39 education as required in section 321.178 or 321.178A,  
40 and payment of the required license fee before an  
41 intermediate license will be issued. A person issued  
42 an intermediate license must limit the number of  
43 passengers in the motor vehicle when the intermediate  
44 licensee is operating the motor vehicle to the number  
45 of passenger safety belts.>

46 2. Title page, line 5, before <making> by inserting  
47 <concerning driver education by a teaching parent;>

48 3. By renumbering as necessary.

By DOLECHECK of Ringgold

HOUSE FILE 215

H-1017

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 SCHOOLS IN NEED OF ASSISTANCE GRANT PROGRAM AND FUNDING

5 Sec. \_\_\_\_\_. NEW SECTION. 256.24 Schools in need of  
6 assistance grant program.

7 1. The department shall establish a schools in  
8 need of assistance grant program to award funds to  
9 not more than ten school districts annually to create  
10 pilot projects designed to meet the needs of students  
11 who are not proficient in reading or mathematics and  
12 to involve the students' parents in supporting project  
13 activities. Pilot project activities may include but  
14 are not limited to establishing a longer school day,  
15 longer school calendar, summer school, or intensive  
16 reading and mathematics programs for such students.

17 2. The department shall develop grant application,  
18 selection, and evaluation criteria. The priorities  
19 for the grant funds shall include providing project  
20 services on a voluntary basis to students deemed at  
21 risk of not succeeding in reading or mathematics.  
22 The department shall make every reasonable effort to  
23 equitably distribute grant funds geographically among  
24 rural and urban areas.

25 3. Each pilot project shall be conducted for a  
26 minimum of one year, but may be conducted for multiple  
27 school years as proposed by the applicant and approved  
28 by the department.

29 4. The department shall submit progress reports  
30 analyzing the status and preliminary findings of  
31 the projects to the state board, the governor, and  
32 the general assembly by January 15 annually. The  
33 department shall summarize the projects' findings,  
34 including student achievement results, and submit the  
35 summary and any recommendations in a final report to  
36 the state board, the governor, and the general assembly  
37 by January 15, 2019.

38 5. This section is repealed effective June 30,  
39 2018.

40 Sec. \_\_\_\_\_. Section 257.11, Code 2013, is amended by  
41 adding the following new subsection:

42 NEW SUBSECTION. 7A. Schools in need of assistance  
43 competitive grant program. Pupils who are eligible for  
44 free and reduced price meals under the federal National  
45 School Lunch Act and the federal Child Nutrition Act of  
46 1966, 42 U.S.C. { 1751-1785, and who are enrolled in  
47 a school district that is approved to create a pilot  
48 project pursuant to section 256.24 shall receive a  
49 supplemental weighting of one-tenth of one pupil. This  
50 subsection is repealed effective June 30, 2018.>

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Page 2

1 2. By renumbering as necessary.

**By** WINCKLER of Scott

H-1017 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1018

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 EDUCATION SAVINGS GRANT PROGRAM

5 Sec. \_\_\_\_\_. Section 256.7, Code 2013, is amended by  
6 adding the following new subsection:

7 NEW SUBSECTION. 34. Adopt rules relating to  
8 applications for an education savings grant pursuant  
9 to section 257.11B, including application processing  
10 timelines and information required to be submitted by a  
11 parent or guardian.

12 Sec. \_\_\_\_\_. NEW SECTION. 257.11B Education savings  
13 grant program.

14 1. Pupils eligible to enroll in grades kindergarten  
15 through twelve and attending an accredited nonpublic  
16 school or receiving competent private instruction  
17 under chapter 299A shall be eligible to receive an  
18 education savings grant in the manner provided in this  
19 section for school years beginning on or after July 1,  
20 2014. Education savings grants shall be available for  
21 disbursement to parents and guardians for the payment  
22 of qualified education expenses as provided in this  
23 section.

24 2. a. (1) By January 31 preceding the school year  
25 for which the education savings grant is requested, the  
26 parent or guardian of the pupil requesting to receive  
27 an education savings grant shall submit an application  
28 to the department of education, on application forms  
29 developed by the department, indicating that the  
30 parent or guardian intends to enroll the pupil in  
31 an accredited nonpublic school or provide competent  
32 private instruction for the pupil under chapter 299A.

33 (2) In addition to such information deemed  
34 appropriate by the department of education, the  
35 application shall require certification from the  
36 accredited nonpublic school of the pupil's enrollment  
37 for the following school year or a statement indicating  
38 the parent or guardian's intent to provide or arrange  
39 for competent private instruction for the pupil for the  
40 following school year.

41 b. By March 1 preceding the school year for  
42 which the education savings grant is requested, the  
43 department of education shall notify the department  
44 of management of the number of pupils in each school  
45 district designated for the following school year  
46 to receive an education savings grant and the amount  
47 of the education savings grant for each pupil. The  
48 department of education shall also notify the parent  
49 or guardian of such pupils who are approved to receive  
50 an education savings grant.

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1 c. Education savings grants shall only be approved  
2 for one school year and applications must be submitted  
3 under paragraph "a" for education savings grants in  
4 subsequent school years.

5 3. a. The department of management shall assign  
6 each pupil an education savings grant in an amount  
7 equal to the statewide average state foundation aid per  
8 pupil in the same school year.

9 b. The department of management shall on July  
10 1 following the determination of the amount of the  
11 education savings grant for each approved pupil  
12 transfer such amounts to the pupil's account in  
13 the education savings grant fund established under  
14 subsection 4. Such amount shall be available for  
15 disbursement to the pupil's parent or guardian for the  
16 payment of qualified educational expenses incurred by  
17 such persons for the pupil during that school year.

18 4. An education savings grant fund is created in  
19 the state treasury under the control of the department  
20 of management consisting of moneys appropriated to  
21 the department for the purpose of providing education  
22 savings grants under this section. For the fiscal  
23 year commencing July 1, 2014, and each succeeding  
24 fiscal year, there is appropriated from the general  
25 fund of the state to the department of management to  
26 be credited to the fund the amount necessary to pay  
27 all education savings grants approved for that fiscal  
28 year. The director of the department of management has  
29 all powers necessary to carry out and effectuate the  
30 purposes, objectives, and provisions of this section  
31 pertaining to the fund, including the power to do all  
32 of the following:

33 a. Make and enter into contracts necessary for the  
34 administration of the fund.

35 b. Procure insurance against any loss in connection  
36 with the assets of the fund.

37 c. Make disbursements from a pupil's account within  
38 the fund to the pupil's parents or guardians for the  
39 payment or reimbursement of qualified educational  
40 expenses.

41 d. Conduct audits or other review necessary to  
42 properly administer the program.

43 e. Adopt rules pursuant to chapter 17A for the  
44 administration of the fund and accounts within the  
45 fund.

46 5. a. For each pupil approved for an education  
47 savings grant, the department shall establish an  
48 account for that pupil in the education savings grant  
49 fund. The amount of the pupil's education savings  
50 grant determined under subsection 3 shall be deposited



1 into the pupil's account on July 1 and such amount  
2 shall be immediately available for disbursement to  
3 parents and guardians upon filing and approval of  
4 claims from the pupil's account for qualified education  
5 expenses incurred by the parent or guardian for the  
6 pupil during that fiscal year.

7     b. A parent or guardian of a pupil may on forms  
8 prescribed by the department of management submit  
9 claims for disbursements of moneys within the account.  
10 The department may by rule designate the appropriate  
11 supporting documentation necessary for the disbursement  
12 of moneys in an account including but not limited  
13 to invoices of amounts due and receipts of amounts  
14 paid for qualified education expenses. An accredited  
15 nonpublic school or other entity that accepts payment  
16 from a parent or guardian using funds from a pupil's  
17 account in the education savings grant fund shall not  
18 refund, rebate, or share any portion of such payment  
19 with the parent, guardian, or pupil.

20     c. Moneys remaining in a pupil's account  
21 upon conclusion of the fiscal year and following  
22 disbursement of all claims submitted by the parent or  
23 guardian before conclusion of the fiscal year shall  
24 remain in the pupil's account within the education  
25 savings grant fund for disbursement for qualified  
26 educational expenses in future fiscal years or for  
27 disbursement under subsection 8.

28     6. For purposes of this section, "qualified  
29 educational expense" includes tuition and fees at an  
30 accredited nonpublic school, textbooks, payment to a  
31 licensed or accredited tutor, curriculum materials,  
32 tuition or fees for nonpublic online education  
33 programs, education materials and services for pupils  
34 with disabilities, standardized test fees, fees  
35 required by the department, and other expenses incurred  
36 by the parent or guardian that are directly related to  
37 the education of the pupil at an accredited nonpublic  
38 school, including a nonpublic school accredited by  
39 AdvancED or an organization with reciprocity with  
40 AdvancED, the association of christian schools  
41 international, christian schools international,  
42 the national lutheran school accreditation, or the  
43 independent schools association of the central states,  
44 or directly related to providing competent private  
45 instruction for the pupil under chapter 299A. The cost  
46 of one computer or other portable computing device  
47 shall be allowed as a qualified educational expense for  
48 a pupil if such a purchase has not been claimed for  
49 that pupil in either of the two immediately preceding  
50 fiscal years. "Qualified educational expenses" do not

1 include transportation costs for the pupil, the cost of  
2 food or refreshments consumed by the pupil, or the cost  
3 of disposable materials including but not limited to  
4 paper, notebooks, pencils, pens, and art supplies.

5 7. A person who makes a false claim for the purpose  
6 of obtaining an education savings grant provided for  
7 in this section or who knowingly receives the grant  
8 or receives a disbursement from an account within the  
9 education savings grant fund without being legally  
10 entitled to it is guilty of a fraudulent practice.  
11 The false claim for an education savings grant or a  
12 disbursement from an account shall be disallowed and  
13 if amounts from the grant have been disbursed from  
14 the applicable account in the education savings grant  
15 fund, the department of management shall initiate  
16 legal proceedings to recover such amounts. A parent  
17 or guardian who violates this subsection is prohibited  
18 from participating in the education savings grant  
19 program in the future.

20 8. For each pupil with a positive balance in the  
21 pupil's account in the education savings grant fund  
22 upon graduation from high school, the department  
23 of management shall maintain such account in the  
24 fund until the pupil is twenty-five years of age.  
25 Following graduation from high school until the pupil  
26 is twenty-five years of age, moneys in the pupil's  
27 account may be used for higher education costs, as  
28 defined in section 12D.1, subsection 2. Disbursements  
29 from a pupil's account for higher education costs shall  
30 be claimed by and disbursed to the pupil. Claims and  
31 disbursements for higher education costs under this  
32 subsection shall be made in the same manner as claims  
33 and disbursements for qualified educational expenses  
34 under subsection 5. Moneys in a pupil's account  
35 when the pupil turns twenty-five years of age shall  
36 be transferred by the department for deposit in the  
37 general fund of the state.

38 9. This section shall not be construed to authorize  
39 this state or any political subdivision of this  
40 state to exercise authority over any accredited  
41 nonpublic school or pupil receiving competent private  
42 instruction under chapter 299A or construed to require  
43 an accredited nonpublic school to modify its admissions  
44 or educational program in order to receive payment from  
45 a parent or guardian using funds from a pupil's account  
46 in the education savings grant fund. An accredited  
47 nonpublic school or other entity that accepts payment  
48 from a parent or guardian using funds from a pupil's  
49 account in the education savings grant fund is not  
50 an agent of this state or other political subdivision

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1 of this state. Rules adopted by the department to  
2 implement this section that impose an undue burden on  
3 an accredited nonpublic school are invalid.

4 Sec. \_\_\_\_\_. APPLICABILITY. This division of this  
5 Act applies to school budget years and fiscal years  
6 beginning on or after July 1, 2014.>

7 2. By renumbering as necessary.

By FORRISTALL of Pottawattamie

**H-1018** FILED FEBRUARY 18, 2013

**HOUSE FILE 215**

**H-1019**

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 SCHOOL DISTRICT EXERCISE OF POWERS

5 Sec. \_\_\_\_\_. NEW SECTION. 274.3 Exercise of powers  
6 ---- construction.

7 1. The board of directors of a school district  
8 shall operate, control, and supervise all public  
9 schools located within its district boundaries and may  
10 exercise any broad and implied power related to the  
11 operation, control, and supervision of those public  
12 schools except as expressly prohibited or prescribed by  
13 the Constitution of the State of Iowa or by statute.

14 2. Notwithstanding subsection 1, the board of  
15 directors of a school district shall not have power to  
16 levy any tax unless expressly authorized by the general  
17 assembly.

18 3. This section shall not apply to a research and  
19 development school as defined in section 256G.2 or to  
20 a laboratory school as defined in section 265.1. The  
21 board of directors of a school district in which such a  
22 research and development school or laboratory school  
23 is located shall not exercise over such a school any  
24 powers granted to the board by subsection 1.

25 4. This chapter, chapter 257 and chapters 275  
26 through 301, and other statutes relating to the  
27 boards of directors of school districts and to school  
28 districts shall be liberally construed to effectuate  
29 the purposes of subsection 1.>

30 2. By renumbering as necessary.

By BYRNES of Mitchell

**H-1019** FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1020

1 Amend House File 215 as follows:

2 1. Page 46, by striking lines 17 through 25.

3 2. Page 48, after line 20 by inserting:

4 <DIVISION \_\_\_\_\_

5 PRIVATE INSTRUCTION EXEMPTION

6 Sec. \_\_\_\_\_. Section 299.4, subsection 1, Code 2013,  
7 is amended to read as follows:

8 1. The parent, guardian, or legal custodian of a  
9 child who is of compulsory attendance age, who places  
10 the child under competent private instruction under  
11 ~~either section 299A.2 or 299A.3~~, not in an accredited  
12 school or a home school assistance program operated by  
13 a school district or accredited nonpublic school, shall  
14 furnish a report in duplicate on forms provided by the  
15 public school district, to the district by the earliest  
16 starting date specified in section 279.10, subsection  
17 1. The secretary shall retain and file one copy and  
18 forward the other copy to the district's area education  
19 agency. The report shall state the name and age of the  
20 child, the period of time during which the child has  
21 been or will be under competent private instruction  
22 for the year, an outline of the course of study, texts  
23 used, and the name and address of the instructor. The  
24 parent, guardian, or legal custodian of a child, who is  
25 placing the child under competent private instruction  
26 for the first time, shall also provide the district  
27 with evidence that the child has had the immunizations  
28 required under section 139A.8, and, if the child is  
29 elementary school age, a blood lead test in accordance  
30 with section 135.105D. The term "outline of course of  
31 study" shall include subjects covered, lesson plans,  
32 and time spent on the areas of study.

33 Sec. \_\_\_\_\_. Section 299A.1, unnumbered paragraph 2,  
34 Code 2013, is amended to read as follows:

35 For purposes of this chapter, "competent private  
36 instruction" means private instruction provided on a  
37 daily basis for at least one hundred forty-eight days  
38 during a school year, to be met by attendance for at  
39 least thirty-seven days each school quarter, by or  
40 under the supervision of a licensed practitioner in the  
41 manner provided under section 299A.2, ~~or other person~~  
42 ~~under section 299A.3~~, which results in the student  
43 making adequate progress.

44 Sec. \_\_\_\_\_. Section 299A.3, unnumbered paragraph 1,  
45 Code 2013, is amended to read as follows:

46 A parent, guardian, or legal custodian of a child of  
47 compulsory attendance age providing ~~competent~~ private  
48 instruction to the child ~~shall~~ may meet all of the  
49 following requirements:>

50 3. Title page, line 5, before <making> by inserting

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1 <providing for private instruction for students;>

2 4. By renumbering as necessary.

**By** WINDSCHITL of Harrison

H-1020 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1021

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 INDEPENDENT PRIVATE INSTRUCTION

5 Sec. \_\_\_\_\_. Section 261E.8, subsection 2, Code 2013,  
6 is amended to read as follows:

7 2. Students from accredited nonpublic schools and  
8 students receiving competent private instruction or  
9 independent private instruction under chapter 299A may  
10 access the program through the school district in which  
11 the accredited nonpublic school or private institution  
12 is located.

13 Sec. \_\_\_\_\_. Section 299.1, subsection 1, Code 2013,  
14 is amended to read as follows:

15 1. Except as provided in section 299.2, the parent,  
16 guardian, or legal or actual custodian of a child  
17 who is of compulsory attendance age, shall cause the  
18 child to attend some public school, or an accredited  
19 nonpublic school, or place the child under competent  
20 private instruction or independent private instruction  
21 in accordance with the provisions of chapter 299A,  
22 during a school year, as defined under section 279.10.

23 Sec. \_\_\_\_\_. Section 299.1B, Code 2013, is amended to  
24 read as follows:

25 299.1B Failure to attend ---- driver's license.

26 A person who is of compulsory attendance age who  
27 does not meet the requirements for an exception under  
28 section 299.2, who does not attend a public school, or  
29 an accredited nonpublic school, who is not receiving  
30 competent private instruction or independent private  
31 instruction in accordance with the provisions of  
32 chapter 299A, and who does not attend an alternative  
33 school, or adult education classes, shall not receive  
34 an intermediate or full driver's license until age  
35 eighteen.

36 Sec. \_\_\_\_\_. Section 299.6A, subsection 1, Code 2013,  
37 is amended to read as follows:

38 1. In lieu of a criminal proceeding under section  
39 299.6, a county attorney may bring a civil action  
40 against a parent, guardian, or legal or actual  
41 custodian of a child who is of compulsory attendance  
42 age, has not completed educational requirements, and  
43 is truant, if the parent, guardian, or legal or actual  
44 custodian has failed to cause the child to attend a  
45 public school, or an accredited nonpublic school, or  
46 placed the child under competent private instruction or  
47 independent private instruction in the manner provided  
48 in this chapter. If the court finds that the parent,  
49 guardian, or legal or actual custodian has failed to  
50 cause the child to attend as required in this section,



1 the court shall assess a civil penalty of not less than  
2 one hundred but not more than one thousand dollars for  
3 each violation established.

4 Sec. \_\_\_\_\_. Section 299.8, Code 2013, is amended to  
5 read as follows:

6 299.8 "Truant" defined.

7 Any child of compulsory attendance age who fails  
8 to attend school as provided in this chapter, or as  
9 required by the school board's or school governing  
10 body's attendance policy, or who fails to attend  
11 competent private instruction or independent private  
12 instruction under chapter 299A, without reasonable  
13 excuse for the absence, shall be deemed to be a truant.  
14 A finding that a child is truant, however, shall not  
15 by itself mean that the child is a child in need of  
16 assistance within the meaning of chapter 232 and shall  
17 not be the sole basis for a child in need of assistance  
18 petition.

19 Sec. \_\_\_\_\_. Section 299.11, unnumbered paragraph 1,  
20 Code 2013, is amended to read as follows:

21 The truancy officer may take into custody without  
22 warrant any apparently truant child and place the  
23 child in the charge of the school principal, or the  
24 principal's designee, designated by the board of  
25 directors of the school district in which the child  
26 resides, or in the charge of any nonpublic school or  
27 any authority providing competent private instruction  
28 or independent private instruction as defined in  
29 section 299A.1, designated by the parent, guardian, or  
30 legal or actual custodian; but if it is other than a  
31 public school, the instruction and maintenance of the  
32 child shall be without expense to the school district.  
33 If a child is taken into custody under this section,  
34 the truancy officer shall make every reasonable attempt  
35 to immediately notify the parent, guardian, or legal or  
36 actual custodian of the child's location.

37 Sec. \_\_\_\_\_. Section 299.12, subsection 2, Code 2013,  
38 is amended to read as follows:

39 2. This section is not applicable to a child  
40 who is receiving competent private instruction or  
41 independent private instruction in accordance with the  
42 requirements of chapter 299A. If a child is not in  
43 compliance with the attendance requirements established  
44 under section 299.1, and has not completed educational  
45 requirements through the sixth grade, and the school  
46 has used every means available to assure the child  
47 does attend, the school truancy officer shall contact  
48 the child's parent, guardian, or legal or actual  
49 custodian to participate in an attendance cooperation  
50 meeting. The parties to the attendance cooperation

1 meeting may include the child and shall include the  
2 child's parent, guardian, or legal or actual custodian  
3 and the school truancy officer. The school truancy  
4 officer contacting the participants in the attendance  
5 cooperation meeting may invite other school officials,  
6 a designee of the juvenile court, the county attorney  
7 or the county attorney's designee, or other persons  
8 deemed appropriate to participate in the attendance  
9 cooperation meeting.

10 Sec. \_\_\_\_\_. Section 299A.1, Code 2013, is amended to  
11 read as follows:

12 299A.1 ~~Private~~ Competent private instruction and  
13 independent private instruction.

14 1. The parent, guardian, or legal custodian of  
15 a child of compulsory attendance age who places the  
16 child under private instruction shall provide, unless  
17 otherwise exempted, competent private instruction or  
18 independent private instruction in accordance with this  
19 chapter. A parent, guardian, or legal custodian of  
20 a child of compulsory attendance age who places the  
21 child under private instruction which is not competent  
22 private instruction or independent private instruction,  
23 or otherwise fails to comply with the requirements of  
24 this chapter, is subject to the provisions of sections  
25 299.1 through 299.4 and the penalties provided in  
26 section 299.6.

27 2. For purposes of this chapter, ~~"competent and~~  
28 chapter 299:

29 a. "Competent private instruction" means private  
30 instruction provided on a daily basis for at least  
31 one hundred forty-eight days during a school year, to  
32 be met by attendance for at least thirty-seven days  
33 each school quarter, by or under the supervision of  
34 a licensed practitioner in the manner provided under  
35 section 299A.2, or other person under section 299A.3,  
36 which results in the student making adequate progress.

37 ~~For purposes of this chapter and chapter 299,~~  
38 ~~"private instruction"~~

39 b. "Independent private instruction" means  
40 instruction that meets the following criteria:

- 41 (1) Is not accredited.  
42 (2) Enrolls not more than four unrelated students.  
43 (3) Does not charge tuition, fees, or other  
44 remuneration for instruction.  
45 (4) Provides private or religious-based instruction  
46 as its primary purpose.  
47 (5) Provides enrolled students with instruction in  
48 mathematics, reading and language arts, science, and  
49 social studies.  
50 (6) Provides, upon written request from the

1 superintendent of the school district in which the  
2 independent private instruction is provided, or from  
3 the director of the department of education, a report  
4 identifying the primary instructor, location, name of  
5 the authority responsible for the independent private  
6 instruction, and the names of the students enrolled.

7 (7) Is not a nonpublic school and does not provide  
8 competent private instruction as defined in this  
9 subsection.

10 (8) Is exempt from all state statutes and  
11 administrative rules applicable to a school, a school  
12 board, or a school district, except as otherwise  
13 provided in chapter 299 and this chapter.

14 c. "Private instruction" means instruction using a  
15 plan and a course of study in a setting other than a  
16 public or organized accredited nonpublic school.

17 Sec. \_\_\_\_\_. Section 299A.11, Code 2013, is amended to  
18 read as follows:

19 299A.11 Student records confidential.

20 Notwithstanding any provision of law or rule to the  
21 contrary, personal information in records regarding  
22 a child receiving competent private instruction or  
23 independent private instruction pursuant to this  
24 chapter, which are maintained, created, collected,  
25 or assembled by or for a state agency, shall be kept  
26 confidential in the same manner as personal information  
27 in student records maintained, created, collected, or  
28 assembled by or for a school corporation or educational  
29 institution in accordance with section 22.7, subsection  
30 1.

31 Sec. \_\_\_\_\_. Section 321.178, subsection 1, paragraph  
32 c, Code 2013, is amended to read as follows:

33 c. Every public school district in Iowa shall offer  
34 or make available to all students residing in the  
35 school district, or Iowa students attending a nonpublic  
36 school or receiving competent private instruction  
37 or independent private instruction as defined in  
38 section 299A.1, in the district, an approved course  
39 in driver education. The receiving district shall  
40 be the school district responsible for making driver  
41 education available to a student participating in  
42 open enrollment under section 282.18. The courses may  
43 be offered at sites other than at the public school,  
44 including nonpublic school facilities within the public  
45 school districts. An approved course offered during  
46 the summer months, on Saturdays, after regular school  
47 hours during the regular terms or partly in one term  
48 or summer vacation period and partly in the succeeding  
49 term or summer vacation period, as the case may be,  
50 shall satisfy the requirements of this section to the

1 same extent as an approved course offered during the  
2 regular school hours of the school term. A student who  
3 successfully completes and obtains certification in  
4 an approved course in driver education or an approved  
5 course in motorcycle education may, upon proof of such  
6 fact, be excused from any field test which the student  
7 would otherwise be required to take in demonstrating  
8 the student's ability to operate a motor vehicle. A  
9 student shall not be excused from any field test if a  
10 parent, guardian, or instructor requests that a test be  
11 administered. A final field test prior to a student's  
12 completion of an approved course shall be administered  
13 by a person qualified as a classroom driver education  
14 instructor and certified to provide street and highway  
15 driving instruction. A person qualified as a classroom  
16 driver education instructor but not certified to  
17 provide street and highway driving instruction may  
18 administer the final field test if accompanied by  
19 another person qualified to provide street and highway  
20 driving instruction.>

21 2. Title page, line 5, after <schools;> by  
22 inserting <providing for independent private  
23 instruction for students;>

24 3. By renumbering as necessary.

By DOLECHECK of Ringgold

HOUSE FILE 215

H-1022

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 DRIVER EDUCATION BY TEACHING PARENT

5 Sec. \_\_\_\_\_. NEW SECTION. 321.178A Driver education  
6 ---- teaching parent.

7 1. Teaching parent. As an alternative to the  
8 driver education requirements under section 321.178,  
9 a teaching parent may instruct a student in a driver  
10 education course that meets the requirements of this  
11 section and provide evidence that the requirements  
12 under this section have been met.

13 2. Definitions. For purposes of this section:

14 a. "Approved course" means driver education  
15 curriculum approved by the department pursuant to rules  
16 adopted under chapter 17A. An approved course shall,  
17 at a minimum, meet the requirements of subsection 3  
18 and be appropriate for teaching-parent-directed driver  
19 education and related street or highway instruction.  
20 Driver education materials that meet or exceed  
21 standards established by the department for an approved  
22 course in driver education for a public or private  
23 school shall be approved unless otherwise determined by  
24 the department. The list of approved courses shall be  
25 posted on the department's internet site.

26 b. "Student" means a person between the ages of  
27 fourteen and twenty-one years who is within the custody  
28 and control of the teaching parent and who satisfies  
29 preliminary licensing requirements of the department.

30 c. "Teaching parent" means a parent, guardian,  
31 or legal custodian of a student who is currently  
32 providing competent private instruction to the student  
33 pursuant to section 299A.2 or 299A.3 and who provided  
34 such instruction to the student during the previous  
35 year; who has a valid driver's license, other than a  
36 motorized bicycle license or a temporary restricted  
37 license, that permits unaccompanied driving; and  
38 who has maintained a clear driving record for the  
39 previous two years. For purposes of this paragraph,  
40 "clear driving record" means the individual has not  
41 been identified as a candidate for suspension or  
42 revocation of a driver's license under the habitual  
43 violator or habitual offender provisions of the  
44 department's regulations; is not subject to a driver's  
45 license suspension, revocation, denial, cancellation,  
46 disqualification, or bar; and has no record of a  
47 conviction for a moving traffic violation determined to  
48 be the cause of a motor vehicle accident.

49 3. Course of instruction.

50 a. An approved course administered by a teaching

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1 parent shall consist of but not be limited to the  
2 following:  
3 (1) Thirty clock hours of classroom instruction.  
4 (2) Forty hours of street or highway driving  
5 including four hours of driving after sunset and before  
6 sunrise while accompanied by the teaching parent.  
7 (3) Four hours of classroom instruction concerning  
8 substance abuse.  
9 (4) A minimum of twenty minutes of instruction  
10 concerning railroad crossing safety.  
11 (5) Instruction relating to becoming an organ  
12 donor under the revised uniform anatomical gift Act as  
13 provided in chapter 142C.  
14 (6) Instruction providing an awareness about  
15 sharing the road with bicycles and motorcycles.  
16 b. The content of the course of instruction  
17 required under this subsection shall be equivalent  
18 to that required under section 321.178. However,  
19 reference and study materials, physical classroom  
20 requirements, and extra vehicle safety equipment  
21 required for instruction under section 321.178 shall  
22 not be required for the course of instruction provided  
23 under this section.  
24 4. Course completion and certification. Upon  
25 application by a student for an intermediate license,  
26 the teaching parent shall provide evidence showing  
27 the student's completion of an approved course and  
28 substantial compliance with the requirements of  
29 subsection 3 by affidavit signed by the teaching  
30 parent on a form to be provided by the department. The  
31 evidence shall include all of the following:  
32 a. Documentation that the instructor is a teaching  
33 parent as defined in subsection 2.  
34 b. Documentation that the student is receiving  
35 competent private instruction under section 299A.2  
36 or the name of the school district within which the  
37 student is receiving instruction under section 299A.3.  
38 c. The name of the approved course completed by the  
39 student.  
40 d. An affidavit attesting to satisfactory  
41 completion of course work and street or highway driving  
42 instruction.  
43 e. Copies of written tests completed by the  
44 student.  
45 f. A statement of the number of classroom hours of  
46 instruction.  
47 g. A log of completed street or highway driving  
48 instruction including the dates when the lessons were  
49 conducted, the student's and the teaching parent's name  
50 and initials noted next to each entry, notes on driving



1 activities including a list of driving deficiencies and  
2 improvements, and the duration of the driving time for  
3 each session.

4 5. Intermediate license. Any student who  
5 successfully completes an approved course as  
6 provided in this section, passes a driving test to  
7 be administered by the department, and is otherwise  
8 qualified under section 321.180B, subsection 2, shall  
9 be eligible for an intermediate license pursuant  
10 to section 321.180B. Twenty of the forty hours of  
11 street or highway driving instruction required under  
12 subsection 3, paragraph "a", subparagraph (2), may be  
13 used to satisfy the requirement of section 321.180B,  
14 subsection 2.

15 6. Full license. A student must comply with  
16 section 321.180B, subsection 4, to be eligible for a  
17 full driver's license pursuant to section 321.180B.

18 Sec. \_\_\_\_\_. Section 321.180B, subsection 2, paragraph  
19 a, Code 2013, is amended to read as follows:

20 a. The department ~~may~~ shall issue an intermediate  
21 driver's license to a person sixteen or seventeen years  
22 of age who possesses an instruction permit issued  
23 under subsection 1 or a comparable instruction permit  
24 issued by another state for a minimum of six months  
25 immediately preceding application, and who presents an  
26 affidavit signed by a parent, guardian, or custodian  
27 on a form to be provided by the department that the  
28 permittee has accumulated a total of twenty hours of  
29 street or highway driving of which two hours were  
30 conducted after sunset and before sunrise and the  
31 street or highway driving was with the permittee's  
32 parent, guardian, custodian, instructor, a person  
33 certified by the department, or a person at least  
34 twenty-five years of age who had written permission  
35 from a parent, guardian, or custodian to accompany  
36 the permittee, and whose driving privileges have not  
37 been suspended, revoked, or barred under this chapter  
38 or chapter 321J during, and who has been accident  
39 and violation free continuously for, the six-month  
40 period immediately preceding the application for an  
41 intermediate license. An applicant for an intermediate  
42 license must meet the requirements of section  
43 321.186, including satisfactory completion of driver  
44 education as required in section 321.178 or 321.178A,  
45 and payment of the required license fee before an  
46 intermediate license will be issued. A person issued  
47 an intermediate license must limit the number of  
48 passengers in the motor vehicle when the intermediate  
49 licensee is operating the motor vehicle to the number  
50 of passenger safety belts.>

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Page 4

- 1 2. Title page, line 5, before <making> by inserting
- 2 <concerning driver education by a teaching parent;>
- 3 3. By renumbering as necessary.

By WINDSCHITL of Harrison

H-1022 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1023

- 1 Amend House File 215 as follows:

- 2 1. Page 25, line 10, by striking <thirty-two> and
- 3 inserting <forty-five>
- 4 2. Page 36, after line 17 by inserting:
- 5 <(8) (a) Notwithstanding subparagraph (5),
- 6 for the fiscal year beginning July 1, 2014, and the
- 7 fiscal year beginning July 1, 2015, in distributing
- 8 the moneys allocated to the department pursuant to
- 9 subparagraph (1), subparagraph divisions (b) and (c),
- 10 to school districts, the department shall give first
- 11 priority to school districts that have not received
- 12 approval to implement a framework or comparable system
- 13 as provided in this section in order to bring the
- 14 salaries of teachers employed by those districts up
- 15 to the minimum salary for an Iowa teacher established
- 16 pursuant to section 284.15, subsection 2, paragraph
- 17 "a", subparagraph (1). A school district that has
- 18 not received approval to implement a framework or
- 19 comparable system as provided in section 284.15 shall
- 20 certify to the department of education by October 1 the
- 21 names of all teachers employed by the district whose
- 22 regular compensation is less than forty-five thousand
- 23 dollars per year for the respective school year and
- 24 the amounts needed as minimum salary supplements. The
- 25 minimum salary supplement for each eligible teacher is
- 26 the total of the difference between forty-five thousand
- 27 dollars and the teacher's regular compensation plus
- 28 the amount required to pay the employer's share of
- 29 contributions under the federal social security and
- 30 Iowa public employees' retirement system, or under a
- 31 pension and annuity retirement system established under
- 32 chapter 294, on the additional salary moneys. The
- 33 school district shall report the salaries of teachers
- 34 employed on a less than full-time equivalent basis, and
- 35 the amount of the minimum salary supplement shall be
- 36 prorated.
- 37 (b) Moneys remaining after distribution pursuant
- 38 to subparagraph division (a) shall be distributed as
- 39 provided in subparagraph (5).
- 40 (c) This subparagraph is repealed July 1, 2016.>
- 41 3. Page 38, line 3, by striking <The> and inserting
- 42 <Beginning July 1, 2014, the>
- 43 4. Page 38, line 8, by striking <thirty-two> and
- 44 inserting <forty-five>
- 45 5. By renumbering as necessary.

By WOOD of Scott

H-1023 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1024

1 Amend House File 215 as follows:

2 1. Page 25, line 10, by striking <thirty-two> and  
3 inserting <thirty-five>

4 2. Page 36, after line 17 by inserting:

5 <(8) (a) Notwithstanding subparagraph (5),  
6 for the fiscal year beginning July 1, 2014, and the  
7 fiscal year beginning July 1, 2015, in distributing  
8 the moneys allocated to the department pursuant to  
9 subparagraph (1), subparagraph divisions (b) and (c),  
10 to school districts, the department shall give first  
11 priority to school districts that have not received  
12 approval to implement a framework or comparable system  
13 as provided in this section in order to bring the  
14 salaries of teachers employed by those districts up  
15 to the minimum salary for an Iowa teacher established  
16 pursuant to section 284.15, subsection 2, paragraph  
17 "a", subparagraph (1). A school district that has  
18 not received approval to implement a framework or  
19 comparable system as provided in section 284.15 shall  
20 certify to the department of education by October 1 the  
21 names of all teachers employed by the district whose  
22 regular compensation is less than thirty-five thousand  
23 dollars per year for the respective school year and  
24 the amounts needed as minimum salary supplements. The  
25 minimum salary supplement for each eligible teacher  
26 is the total of the difference between thirty-five  
27 thousand dollars and the teacher's regular compensation  
28 plus the amount required to pay the employer's share  
29 of contributions under the federal social security and  
30 Iowa public employees' retirement system, or under a  
31 pension and annuity retirement system established under  
32 chapter 294, on the additional salary moneys. The  
33 school district shall report the salaries of teachers  
34 employed on a less than full-time equivalent basis, and  
35 the amount of the minimum salary supplement shall be  
36 prorated.

37 (b) Moneys remaining after distribution pursuant  
38 to subparagraph division (a) shall be distributed as  
39 provided in subparagraph (5).

40 (c) This subparagraph is repealed July 1, 2016.>

41 3. Page 38, line 3, by striking <The> and inserting  
42 <Beginning July 1, 2014, the>

43 4. Page 38, line 8, by striking <thirty-two> and  
44 inserting <thirty-five>

45 5. By renumbering as necessary.

**By WINCKLER of Scott**

H-1024 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1025

1 Amend House File 215 as follows:

2 1. Page 25, line 10, by striking <thirty-two> and  
3 inserting <forty>

4 2. Page 36, after line 17 by inserting:

5 <(8) (a) Notwithstanding subparagraph (5),  
6 for the fiscal year beginning July 1, 2014, and the  
7 fiscal year beginning July 1, 2015, in distributing  
8 the moneys allocated to the department pursuant to  
9 subparagraph (1), subparagraph divisions (b) and (c),  
10 to school districts, the department shall give first  
11 priority to school districts that have not received  
12 approval to implement a framework or comparable system  
13 as provided in this section in order to bring the  
14 salaries of teachers employed by those districts up  
15 to the minimum salary for an Iowa teacher established  
16 pursuant to section 284.15, subsection 2, paragraph  
17 "a", subparagraph (1). A school district that has  
18 not received approval to implement a framework or  
19 comparable system as provided in section 284.15 shall  
20 certify to the department of education by October 1  
21 the names of all teachers employed by the district  
22 whose regular compensation is less than forty thousand  
23 dollars per year for the respective school year and  
24 the amounts needed as minimum salary supplements. The  
25 minimum salary supplement for each eligible teacher  
26 is the total of the difference between forty thousand  
27 dollars and the teacher's regular compensation plus  
28 the amount required to pay the employer's share of  
29 contributions under the federal social security and  
30 Iowa public employees' retirement system, or under a  
31 pension and annuity retirement system established under  
32 chapter 294, on the additional salary moneys. The  
33 school district shall report the salaries of teachers  
34 employed on a less than full-time equivalent basis, and  
35 the amount of the minimum salary supplement shall be  
36 prorated.

37 (b) Moneys remaining after distribution pursuant  
38 to subparagraph division (a) shall be distributed as  
39 provided in subparagraph (5).

40 (c) This subparagraph is repealed July 1, 2016.>

41 3. Page 38, line 3, by striking <The> and inserting  
42 <Beginning July 1, 2014, the>

43 4. Page 38, line 8, by striking <thirty-two> and  
44 inserting <forty>

45 5. By renumbering as necessary.

**By** WOOD of Scott

H-1025 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1026

1 Amend House File 215 as follows:  
2 1. Page 48, after line 20 by inserting:  
3 <DIVISION \_\_\_\_  
4 IOWA EARLY INTERVENTION BLOCK GRANT PROGRAM ----  
5 EXTENSION  
6 <Sec. \_\_\_\_\_. Section 256D.9, Code 2013, is amended to  
7 read as follows:  
8 256D.9 Future repeal.  
9 This chapter is repealed effective July 1, ~~2013~~  
10 2018.  
11 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This division  
12 of this Act, being deemed of immediate importance,  
13 takes effect upon enactment.>  
14 2. By renumbering as necessary.

**By** STECKMAN of Cerro Gordo

H-1026 FILED FEBRUARY 18, 2013

## HOUSE FILE 215

### H-1027

1 Amend House File 215 as follows:

2 1. Page 21, line 28, after <MATTERS> by inserting

3 <---- ALLOWABLE GROWTH>

4 2. Page 22, by striking line 27 and inserting:

5 <Sec. \_\_\_\_ . Section 257.8, subsections 1 and 2, Code

6 2013, are amended>

7 3. Page 22, after line 28 by inserting:

8 <1. State percent of growth. ~~The state percent~~

9 ~~of growth for the budget year beginning July 1, 2010,~~

10 ~~is two percent.~~ The state percent of growth for the

11 budget year beginning July 1, 2012, is two percent.

12 The state percent of growth for the budget year

13 beginning July 1, 2013, is four percent. The state

14 percent of growth for the budget year beginning July

15 1, 2014, is four percent. The state percent of growth

16 for each subsequent budget year shall be established

17 by statute which shall be enacted within thirty days

18 of the submission in the year preceding the base year

19 of the governor's budget under section 8.21. The

20 establishment of the state percent of growth for a

21 budget year shall be the only subject matter of the

22 bill which enacts the state percent of growth for a

23 budget year.>

24 4. By striking page 22, line 29, through page 23,

25 line 6, and inserting:

26 <2. Categorical state percent of growth. ~~The~~

27 ~~categorical state percent of growth for the budget~~

28 ~~year beginning July 1, 2010, is two percent.~~ The

29 categorical state percent of growth for the budget

30 year beginning July 1, 2012, is two percent. The

31 categorical state percent of growth for the budget

32 year beginning July 1, 2013, is four percent. The

33 categorical state percent of growth for the budget

34 year beginning July 1, 2014, is four percent. The

35 categorical state percent of growth for each budget

36 year shall be established by statute which shall

37 be enacted within thirty days of the submission in

38 the year preceding the base year of the governor's

39 budget under section 8.21. The establishment of the

40 categorical state percent of growth for a budget year

41 shall be the only subject matter of the bill which

42 enacts the categorical state percent of growth for a

43 budget year. The categorical state percent of growth

44 may include state percents of growth for the teacher

45 salary supplement, the>

46 5. Page 46, after line 25 by inserting:

47 <Sec. \_\_\_\_ . CODE SECTION 257.8 ---- IMPLEMENTATION.

48 The requirements of section 257.8 regarding enactment

49 of the regular program state percent of growth and

50 categorical state percent of growth within thirty days

### H-1027



1 of the submission in the year preceding the base year  
2 of the governor's budget and the requirements that the  
3 subject matter of each bill establishing the state  
4 percent of growth or the categorical state percent  
5 of growth be the only subject matter of the bill do  
6 not apply to the section of this division of this Act  
7 amending section 257.8.>

8 6. Page 46, after line 30 by inserting:

9 <Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. The section  
10 of this division of this Act amending section 257.8,  
11 being deemed of immediate importance, takes effect upon  
12 enactment.>

13 7. Page 46, after line 35 by inserting:

14 <Sec. \_\_\_\_\_. APPLICABILITY. The section of this  
15 division of this Act amending section 257.8 is  
16 applicable for computing state aid under the state  
17 school foundation program for the school budget year  
18 beginning July 1, 2013, and for the school budget year  
19 beginning July 1, 2014.>

20 8. By renumbering as necessary.

**By** STECKMAN of Cerro Gordo  
STAED of Linn

HOUSE FILE 215

H-1028

1 Amend House File 215 as follows:

2 1. Page 47, after line 2 by inserting:

3 <Sec. \_\_\_\_\_. COMPETENCY-BASED EDUCATION TASK  
4 FORCE RECOMMENDATIONS ---- APPROPRIATION. There is  
5 appropriated from the general fund of the state to the  
6 department of education for the fiscal year beginning  
7 July 1, 2013, and ending June 30, 2014, the following  
8 amount, or so much thereof as is necessary, to be used  
9 for the purposes designated:

10 For purposes of accomplishing the recommendations of  
11 the competency-based education task force established  
12 pursuant to 2012 Iowa Acts, chapter 1119, section 2,  
13 relating to the development of model competencies  
14 and the creation of professional development for  
15 pre-service and in-service for practitioners:

16 ..... \$ 200,000

17 The competency-based education task force shall  
18 select area education agencies with which it will  
19 collaborate to develop model competencies and  
20 professional development for pre-service and in-service  
21 practitioners. Moneys appropriated in this section  
22 shall be transferred to the area education agencies  
23 selected for collaboration by the task force. Of the  
24 moneys appropriated in this section, not more than  
25 \$100,000 shall be used for the development of model  
26 competencies and not more than \$100,000 shall be  
27 used for the creation of professional development for  
28 pre-service and in-service practitioners.>

29 2. Page 47, after line 8 by inserting:

30 <Sec. \_\_\_\_\_. COMPETENCY-BASED EDUCATION TASK FORCE ----  
31 SPRING 2013. The competency-based education task force  
32 is encouraged to complete by June 1, 2013, its efforts  
33 relating to the development of a common language and  
34 vision for competency-based education and a shared  
35 operational definition of competency; conducting a  
36 review of current policies, administrative rules, and  
37 education and para-educational practices that may block  
38 optimal implementation of competency-based education;  
39 and establishing a team collaboration with higher  
40 education institutions to support smooth transitions  
41 for students with competency-based educational  
42 experiences in high school, to facilitate entrance  
43 into postsecondary institutions, and to work toward  
44 instituting training for pre-service practitioners in  
45 competency-based environments.>

46 3. Page 47, by striking lines 9 through 11 and  
47 inserting:

48 <Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. The following  
49 provision or provisions of this division of this Act,  
50 being deemed of immediate importance, take effect upon

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Page 2

1 enactment:

2 1. The section of this Act amending 2012 Iowa Acts,  
3 chapter 1119.

4 2. The section of this Act relating to the spring  
5 2013 efforts of the competency-based education task  
6 force.>

7 4. By renumbering as necessary.

**By** WINCKLER of Scott

H-1028 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1029

1 Amend House File 215 as follows:

2 1. By striking page 4, line 12, through page 6,  
3 line 1.

4 2. Page 6, before line 2 by inserting:

5 <Sec. \_\_\_\_\_. Section 261.112, Code 2013, is amended  
6 to read as follows:

7 261.112 Teacher shortage loan forgiveness program.

8 1. A teacher shortage loan forgiveness program is  
9 established to provide loan forgiveness to eligible  
10 teachers. The program shall be administered by the  
11 commission. A teacher is eligible for the program if  
12 the teacher is practicing in Iowa in a teacher shortage  
13 high-demand area as designated by the department of  
14 education pursuant to subsection 2.

15 2. For purposes of this section, ~~"teacher":~~

16 a. "Department" means the department of education.

17 b. "High-demand area" includes but is not limited  
18 to the fields of science, technology, engineering,  
19 mathematics, special education, English as a second  
20 language instruction, and other high-demand areas  
21 identified by the department.

22 c. "Teacher" means an individual holding a  
23 practitioner's license issued under chapter 272,  
24 who is employed in a nonadministrative position in  
25 a designated shortage high-demand area by a school  
26 district or area education agency pursuant to a  
27 contract issued by a board of directors under section  
28 279.13.

29 ~~2.~~ 3. The director of the department of education  
30 shall annually designate the geographic or subject  
31 areas experiencing teacher shortages. The director  
32 shall periodically conduct a survey of school  
33 districts, accredited nonpublic schools, and approved  
34 practitioner preparation programs to determine current  
35 shortage high-demand areas. Based on the results of  
36 the survey and any other criteria established by the  
37 department, the director shall annually designate  
38 high-demand areas for the purposes of this section and  
39 notify the commission of the areas designated.

40 ~~3.~~ 4. Each applicant for loan forgiveness shall,  
41 in accordance with the rules of the commission, do the  
42 following:

43 a. Complete and file an application for teacher  
44 shortage loan forgiveness. The individual shall  
45 be responsible for the prompt submission of any  
46 information required by the commission.

47 b. File a new application and submit information  
48 as required by the commission annually on the basis of  
49 which the applicant's eligibility for the renewed loan  
50 forgiveness will be evaluated and determined.

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1 c. Complete and return on a form approved by the  
2 commission an affidavit of practice verifying that the  
3 applicant is a teacher in ~~an eligible teacher shortage~~  
4 a high-demand area.

5 5. The commission shall give priority to eligible  
6 applicants who graduated from an Iowa high school.

7 ~~4. 6.~~ 6. The annual amount of teacher an eligible  
8 teacher's shortage loan forgiveness shall not exceed  
9 the resident tuition rate established for institutions  
10 of higher learning governed by the state board of  
11 regents for the first year following the teacher's  
12 graduation from an approved practitioner preparation  
13 program, or twenty percent of the teacher's total  
14 federally guaranteed Stafford loan amount under the  
15 federal family education loan program or the federal  
16 direct loan program, including principal and interest,  
17 whichever amount is less. A teacher shall be eligible  
18 for the loan forgiveness program for not more than five  
19 years. However, practice by an eligible teacher in a  
20 teacher shortage area pursuant to subsection 1 must be  
21 completed within ten years following graduation from  
22 the approved practitioner preparation program.

23 7. Each year, prior to signing agreements with  
24 eligible applicants for the program, the commission  
25 shall encumber funding necessary to fulfill remaining  
26 obligations to teachers previously awarded loan  
27 forgiveness under the program. The commission shall  
28 establish criteria for awarding loan forgiveness if  
29 awards for all new eligible applicants cannot be funded  
30 after fulfilling such remaining obligations.

31 8. A teacher receiving loan forgiveness under the  
32 program shall notify the commission of the teacher's  
33 employment status within thirty days following  
34 termination of the teacher's employment as a teacher  
35 practicing in a high-demand area, unless the teacher  
36 is pursuing the procedures provided by sections 279.15  
37 through 279.18.

38 ~~5. 9.~~ 9. A teacher shortage loan forgiveness  
39 repayment fund is created in the state treasury for  
40 deposit of moneys appropriated to or received by the  
41 commission for use under the program. Notwithstanding  
42 section 8.33, moneys deposited in the fund shall not  
43 revert to any fund of the state at the end of any  
44 fiscal year but shall remain in the loan forgiveness  
45 repayment fund and be continuously available for loan  
46 forgiveness under the program. Notwithstanding section  
47 12C.7, subsection 2, interest or earnings on moneys  
48 deposited in the fund shall be credited to the fund.

49 ~~6. 10.~~ 10. The commission shall submit in a report to  
50 the general assembly by January 1, annually, the number

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Page 3

1 of individuals who received loan forgiveness pursuant  
2 to this section, which ~~shortage~~ high-demand areas the  
3 teachers taught in, the amount paid to each program  
4 participant, and other information identified by the  
5 commission as indicators of outcomes from the program.

6 7- 11. The commission shall adopt rules pursuant  
7 to chapter 17A to administer this section.>

8 3. Page 6, by striking lines 19 and 20 and  
9 inserting <aid commission for deposit in the teacher  
10 shortage loan forgiveness repayment fund created by  
11 section 261.112, subsection 9.>

12 4. Page 7, by striking lines 10 and 11 and  
13 inserting <aid commission for deposit in the teacher  
14 shortage loan forgiveness repayment fund created by  
15 section 261.112, subsection 9.>

16 5. Page 7, by striking lines 19 through 32.

17 6. By renumbering as necessary.

**By** WINCKLER of Scott

**H-1029** FILED FEBRUARY 18, 2013

**HOUSE FILE 215**

**H-1030**

1 Amend House File 215 as follows:

2 1. Page 12, by striking lines 23 and 24 and  
3 inserting:

4 (18) The Iowa state education association.>

5 2. Page 20, line 13, by striking <a certified  
6 employee> and inserting <the largest statewide>

7 3. By renumbering as necessary.

**By** HANSON of Jefferson

**H-1030** FILED FEBRUARY 18, 2013

**HOUSE FILE 215**

**H-1031**

1 Amend House File 215 as follows:

2 1. Page 26, line 16, by striking <1, 7,> and  
3 inserting <1>

4 2. By striking page 26, line 32, through page 27,  
5 line 4.

6 3. By renumbering as necessary.

**By** WINCKLER of Scott

**H-1031** FILED FEBRUARY 18, 2013



HOUSE FILE 215

H-1032

1 Amend House File 215 as follows:  
2 1. Page 13, after line 23 by inserting:  
3 <Sec. \_\_\_\_\_. IOWA COMMON CORE STANDARDS  
4 IMPLEMENTATION PLAN -- WORKGROUP. The department  
5 of education and the area education agencies shall  
6 collaborate to establish an Iowa common core standards  
7 implementation plan workgroup to develop the scope and  
8 sequence of the implementation of the Iowa core for  
9 English language arts and mathematics. The workgroup  
10 shall submit its findings and recommendations to the  
11 state board of education, the governor, and the general  
12 assembly by January 15, 2014.  
13 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. The following  
14 provision or provisions of this division of this Act,  
15 being deemed of immediate importance, take effect upon  
16 enactment:  
17 1. The section of this Act providing for the  
18 establishment of the Iowa common core standards  
19 implementation plan workgroup.>  
20 2. By renumbering as necessary.

**By** WINCKLER of Scott

H-1032 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1033

1 Amend House File 215 as follows:

2 1. Page 1, by striking lines 2 through 33 and  
3 inserting:

4 <IOWA LEARNING ONLINE INITIATIVE ---- APPROPRIATIONS

5 Section 1. Section 256.7, subsection 32, paragraph  
6 a, Code 2013, is amended to read as follows:

7 a. Adopt rules for online learning in accordance  
8 with sections 256.41, ~~256.42~~, and 256.43, and criteria  
9 for waivers granted pursuant to section ~~256.42~~ 273.28.

10 Sec. \_\_\_\_\_. NEW SECTION. 273.28 Iowa learning online  
11 initiative.

12 1. An Iowa learning online initiative is  
13 established to be administered by the area education  
14 agencies to partner with school districts and  
15 accredited nonpublic schools to provide distance  
16 education to high school students statewide. The area  
17 education agencies shall utilize a variety of content  
18 repositories, including those maintained by the public  
19 broadcasting division, in administering the initiative.

20 2. The initiative shall include an online learning  
21 program model designed to prepare teachers to meet the  
22 needs of students in an online learning environment,  
23 including but not limited to building community  
24 interaction and support, developing strategies for  
25 working with virtual students, and assessing virtual  
26 students.

27 3. Coursework offered under the initiative  
28 shall be taught by a teacher licensed  
29 under chapter 272 who has completed an  
30 online-learning-for-Iowa-educators-professional-  
31 development project offered by area education agencies,  
32 a teacher preservice program, or comparable coursework.

33 4. Each participating school district and  
34 accredited nonpublic school shall submit its online  
35 curricula to its area education agency for review.  
36 Each participating school district and accredited  
37 nonpublic school shall include in its comprehensive  
38 school improvement plan submitted pursuant to section  
39 256.7, subsection 21, a list and description of the  
40 online coursework offered by the district.

41 5. Under the initiative, students must be enrolled  
42 in a participating school district or accredited  
43 nonpublic school, which is responsible for recording  
44 grades received for initiative coursework in a  
45 student's permanent record, awarding high school credit  
46 for initiative coursework, and issuing high school  
47 diplomas to students enrolled in the district or school  
48 who participate and complete coursework under the  
49 initiative. Each participating school shall identify a  
50 site coordinator to serve as a student advocate and as

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1 a liaison between the initiative staff and teachers and  
2 the school district or accredited nonpublic school.

3 6. Coursework offered under the initiative shall  
4 be rigorous and high quality, and the area education  
5 agencies shall annually evaluate the quality of the  
6 courses, ensure that coursework is aligned with the  
7 state's core curriculum and core content requirements  
8 and standards, as well as national standards of  
9 quality for online courses issued by an internationally  
10 recognized association for kindergarten through grade  
11 twelve online learning.

12 7. The department may waive for one year the  
13 provisions of section 256.11, subsection 5, which  
14 require that specified subjects be offered and taught  
15 by professional staff of a school district or school,  
16 if the school district or school makes every reasonable  
17 and good faith effort to employ a teacher licensed  
18 under chapter 272 for such a subject, and the school  
19 district or school proves to the satisfaction of the  
20 department that the school district or school is unable  
21 to employ such a teacher. The specified subject shall  
22 be provided by the initiative.

23 8. There is appropriated from the general fund of  
24 the state to the department, for the following fiscal  
25 years, the following amounts, to be transferred to the  
26 area education agencies to be used for administering  
27 this section:

28 a. For the fiscal year beginning July 1, 2013,  
29 and ending June 30, 2014, the sum of one million five  
30 hundred thousand dollars.

31 b. For the fiscal year beginning July 1, 2014,  
32 and ending June 30, 2015, the sum of one million five  
33 hundred thousand dollars.

34 c. For the fiscal year beginning July 1, 2015,  
35 and ending June 30, 2016, the sum of one million five  
36 hundred thousand dollars.

37 Sec. 2. REPEAL. Section 256.42, Code 2013, is  
38 repealed.>

39 2. By renumbering as necessary.

**By MASCHER of Johnson**

HOUSE FILE 215

H-1034

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 SPECIFIC CRITERIA FOR TEACHER PREPARATION

5 Sec. \_\_\_\_\_. Section 256.16, subsection 1, paragraph  
6 a, subparagraph (2), Code 2013, is amended to read as  
7 follows:

8 (2) Administer, ~~prior to a student's completion of~~  
9 ~~the practitioner preparation program and subject to~~  
10 ~~the director's approval,~~ subject assessments designed  
11 by a nationally recognized testing service that  
12 measure pedagogy and knowledge of at least one subject  
13 area; or, a valid and reliable ~~subject area specific~~  
14 discipline-specific, performance-based assessment for  
15 preservice teacher candidates, centered on student  
16 learning. A The student may select either the subject  
17 assessments or the performance-based assessment,  
18 but shall not successfully complete graduate from  
19 the program unless the student achieves scores  
20 above the twenty fifth percentile nationally on the  
21 successfully passes either of the assessments, subject  
22 or performance-based, administered pursuant to this  
23 subparagraph.

24 Sec. \_\_\_\_\_. Section 256.16, subsection 1, Code 2013,  
25 is amended by adding the following new paragraph:

26 NEW PARAGRAPH. d. Work with the board of  
27 educational examiners to develop valid and reliable  
28 pathways to licensure by subject area which a student  
29 enrolled in the program may elect to pursue.

30 Sec. \_\_\_\_\_. Section 256.16, Code 2013, is amended by  
31 adding the following new subsection:

32 NEW SUBSECTION. 3. a. A council on pathways  
33 to licensure is established, administratively  
34 attached to the board of educational examiners, to  
35 identify appropriate levels of proficiency in each  
36 licensure pathway developed pursuant to subsection 1,  
37 paragraph "d" and to periodically review the levels of  
38 proficiency in each licensure pathway. The council  
39 shall consist of the director of the department  
40 of education, or the director's designee, and the  
41 remaining members shall be appointed by the executive  
42 director of the board of educational examiners as  
43 follows:

44 (1) Three members who shall represent accredited  
45 private institutions offering practitioner preparation  
46 programs approved pursuant to section 256.7, subsection  
47 3.

48 (2) Three members who shall represent institutions  
49 of higher learning governed by the state board of  
50 regents offering practitioner preparation programs

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1 approved pursuant to section 256.7, subsection 3.  
2 b. Members appointed pursuant to paragraph "a",  
3 subparagraphs (1) and (2) shall serve staggered  
4 four-year terms. A vacancy shall be filled in the same  
5 manner as the original appointment and shall be for the  
6 remainder of the unexpired term of the vacancy. The  
7 council shall elect a chairperson and vice chairperson.  
8 The council shall meet regularly as determined by  
9 the council, upon the call of the chairperson, or  
10 upon the call of a majority of the members. Members  
11 shall be reimbursed for actual and necessary expenses  
12 incurred in performance of their duties. The board of  
13 educational examiners shall provide staff assistance  
14 and administrative support to the council.

15 c. The council shall assist the board of  
16 educational examiners and the state board in resolving  
17 issues which are directly related to pathways to  
18 licensure and practitioner preparation programs. The  
19 council shall formulate recommendations on any issue  
20 referred to it by the board of educational examiners or  
21 the state board and shall submit its recommendations  
22 to both boards within any specified time periods. The  
23 council shall submit an annual report with its findings  
24 and recommendations, including any recommendations for  
25 changes in law or policy, to the board of educational  
26 examiners, the state board, the governor, and the  
27 general assembly by January 15.

28 Sec. \_\_\_\_\_. COUNCIL ON PATHWAYS TO LICENSURE ----  
29 INITIAL RECOMMENDATIONS ---- INITIAL MEMBERSHIP TERMS.

30 1. Notwithstanding section 256.16, subsection 3,  
31 paragraph "c", the council on pathways to licensure  
32 shall submit an initial report, including its findings  
33 and recommendations for changes in law or policy, by  
34 November 15, 2013, to the state board of education,  
35 the board of educational examiners, the governor, and  
36 general assembly, and shall submit its first annual  
37 report to the state board of education, the board  
38 of educational examiners, the governor, and general  
39 assembly by January 15, 2015.

40 2. Initial appointments to the council on pathways  
41 to licensure made pursuant to section 256.16,  
42 subsection 3, paragraph "a", subparagraphs (1) and (2)  
43 shall be for terms as follows: Two members shall be  
44 appointed for two-year terms, two members shall be  
45 appointed for three-year terms, and two members shall  
46 be appointed for four-year terms.>

47 2. By renumbering as necessary.

By WINCKLER of Scott

HOUSE FILE 215

H-1035

1 Amend House File 215 as follows:

2 1. By striking page 13, line 24, through page 21,  
3 line 26.

4 2. By renumbering as necessary.

By MASCHER of Johnson

H-1035 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1036

1 Amend House File 215 as follows:

2 1. Page 29, by striking lines 27 through 28 and  
3 inserting: <educational programs and assess student  
4 learning, or to engage in peer review pursuant to  
5 section 284.8, subsection 1. The>

6 2. By striking page 30, line 28, through page 31,  
7 line 11, and inserting <parents, students, and other  
8 teachers. The first and second year of review shall be  
9 conducted by a peer group of teachers. The peer group  
10 shall review all of the peer group members. Peer group  
11 reviews shall be formative and shall be conducted on  
12 an informal, collaborative basis that is focused on  
13 assisting each peer group member in achieving the goals  
14 of the teacher's individual professional development  
15 plan. Peer group reviews shall not be the basis for  
16 recommending that a teacher participate in an intensive  
17 assistance program, and shall not be used to determine  
18 the compensation, promotion, layoff, or termination  
19 of a teacher, or any other determination affecting a  
20 teacher's employment status. However, as a result of a  
21 peer group review, a teacher may elect to participate  
22 in an intensive assistance program. Members of the  
23 peer group shall be reviewed every third year by  
24 at least one evaluator certified in accordance with  
25 section 284.10.>

26 3. By renumbering as necessary.

By MASCHER of Johnson

H-1036 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1037

1 Amend House File 215 as follows:

2 1. By striking page 45, line 16, through page 46,  
3 line 16.

4 2. By renumbering as necessary.

By MASCHER of Johnson

H-1037 FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1038

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 FOREIGN LANGUAGE REQUIREMENT

5 Sec. \_\_\_\_\_. Section 256.11, subsection 3, Code 2013,  
6 is amended to read as follows:

7 3. The following areas shall be taught in grades  
8 one through six: English-language arts, social  
9 studies, mathematics, science, health, age-appropriate  
10 and research-based human growth and development,  
11 physical education, traffic safety, music, and  
12 visual art. The health curriculum shall include the  
13 characteristics of communicable diseases including  
14 acquired immune deficiency syndrome. At least one  
15 foreign language shall be taught in grades one through  
16 six in school districts. The state board as part  
17 of accreditation standards shall adopt curriculum  
18 definitions for implementing the elementary program.

19 Sec. \_\_\_\_\_. FOREIGN LANGUAGE FOR ELEMENTARY STUDENTS  
20 ---- SCHOOL DISTRICT PLAN. The board of directors of  
21 each school district shall develop and implement a plan  
22 to teach at least one foreign language in grades one  
23 through six by the school year beginning July 1, 2015.

24 Sec. \_\_\_\_\_. STATE MANDATE FUNDING SPECIFIED. In  
25 accordance with section 25B.2, subsection 3, the state  
26 cost of requiring compliance with any state mandate  
27 included in this division of this Act shall be paid  
28 by a school district from state school foundation  
29 aid received by the school district under section  
30 257.16. This specification of the payment of the  
31 state cost shall be deemed to meet all of the state  
32 funding-related requirements of section 25B.2,  
33 subsection 3, and no additional state funding shall be  
34 necessary for the full implementation of this division  
35 of this Act by and enforcement of this division of this  
36 Act against all affected school districts.

37 Sec. \_\_\_\_\_. EFFECTIVE DATE. The following provision  
38 or provisions of this division of this Act take effect  
39 July 1, 2015:

40 1. The section of this Act amending section 256.11,  
41 subsection 3.>

42 2. By renumbering as necessary.

**By** ABDUL-SAMAD of Polk

H-1038 FILED FEBRUARY 18, 2013



HOUSE FILE 215

H-1039

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 STATEWIDE PRESCHOOL PROGRAM FOR FOUR-YEAR-OLD CHILDREN

5 ---- PARTICIPATION AND EXPANSION

6 Sec. \_\_\_\_\_. Section 256C.5, subsection 2, Code 2013,  
7 is amended to read as follows:

8 2. Preschool foundation aid district amount.

9 a. For the initial school year for which a school  
10 district approved to participate in the preschool  
11 program receives that approval and implements the  
12 preschool program, the funding for the preschool  
13 foundation aid payable to that school district shall  
14 be paid from the appropriation made for that school  
15 year in section ~~256C.6, Code 2011~~ 256C.7, or in another  
16 appropriation made for purposes of this chapter. For  
17 that school year, the preschool foundation aid payable  
18 to the school district is the product of the regular  
19 program state cost per pupil for the school year  
20 multiplied by sixty percent of the school district's  
21 eligible student enrollment on the date in the school  
22 year determined by rule.

23 b. For budget years subsequent to the initial  
24 school year for which a school district approved  
25 to participate in the preschool program receives  
26 that initial approval and implements the preschool  
27 program, the funding for the preschool foundation aid  
28 payable to that school district shall be paid from the  
29 appropriation made in section 257.16. Continuation  
30 of a school district's participation in the preschool  
31 program for a second or subsequent budget year is  
32 subject to the approval of the department based upon  
33 the school district's compliance with accountability  
34 provisions and the department's on-site review of the  
35 school district's implementation of the preschool  
36 program.

37 c. (1) For the initial school year for which a  
38 school district previously approved to participate in  
39 the preschool program receives expansion funding, the  
40 funding for the expansion funding preschool foundation  
41 aid payable to that school district shall be paid  
42 from the appropriation made for that school year in  
43 section 256C.7, or in another appropriation made for  
44 purposes of this chapter. For that school year, the  
45 expansion funding preschool foundation aid payable  
46 to the school district is the product of the regular  
47 program state cost per pupil for the school year  
48 multiplied by fifty percent of the school district's  
49 enrollment of additional eligible students for whom the  
50 school district applied and who were approved by the

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1 department in accordance with section 256C.7 in the  
2 district's approved local program on the date in the  
3 school year determined by rule.

4 (2) For budget years subsequent to the initial  
5 school year for which a school district approved to  
6 participate in the preschool program receives expansion  
7 funding, the funding for the preschool foundation aid  
8 payable for the number of eligible students initially  
9 paid for by the expansion funding provided to that  
10 school district shall be paid from the appropriation  
11 made in section 257.16.

12 Sec. \_\_\_\_ . NEW SECTION. 256C.7 Phase-in and  
13 expansion ---- appropriations.

14 1. Phase-in. For the initial fiscal year in  
15 which a school district participates in the preschool  
16 program pursuant to an appropriation provided in  
17 subsection 3, the department shall apply a modified  
18 set of the requirements of the provisions of this  
19 chapter relating to preschool program implementation,  
20 preschool enrollment reporting, and distribution of  
21 funding as necessary to begin the distribution in that  
22 fiscal year and additional program implementation in  
23 the next fiscal year. For each month after September  
24 1, in the initial fiscal year that a school district  
25 approved to participate in the preschool program  
26 begins programming, the department shall reduce the  
27 preschool foundation aid payable to the school district  
28 by one-tenth of the amount that would otherwise have  
29 been payable to the school district for the full school  
30 year.

31 2. Expansion funding. If the anticipated  
32 enrollment count of the eligible students enrolled in  
33 the approved local program implemented by a school  
34 district exceeds the enrollment count used to calculate  
35 the preschool budget enrollment for the district's  
36 approved local program for that budget year, the school  
37 district may apply to the department for approval of  
38 expansion funding to cover the additional enrollment.  
39 If the actual additional enrollment is less than  
40 anticipated, the preschool foundation aid payable to  
41 the school district in the subsequent budget year shall  
42 be offset by the excess amount. The expansion funding  
43 shall be paid from the appropriation made in subsection  
44 3.

45 3. Appropriations. There is appropriated from  
46 the general fund of the state to the department of  
47 education for the designated fiscal years the following  
48 amounts, or so much thereof as is necessary, to be used  
49 for the initial year and expansion funding preschool  
50 foundation aid payments to school districts approved

1 to participate in the preschool program and for  
2 administrative costs:

3 a. For the fiscal year beginning July 1, 2013,  
4 and ending June 30, 2014, twelve million five hundred  
5 thousand dollars.

6 b. For the fiscal year beginning July 1, 2014,  
7 and ending June 30, 2015, twelve million five hundred  
8 thousand dollars.

9 c. For the fiscal year beginning July 1, 2015,  
10 and ending June 30, 2016, twelve million five hundred  
11 thousand dollars.

12 d. For the fiscal year beginning July 1, 2016,  
13 and ending June 30, 2017, twelve million five hundred  
14 thousand dollars.

15 4. Insufficient funding. For the fiscal years in  
16 the fiscal period beginning July 1, 2013, and ending  
17 June 30, 2017, if the number of requests from school  
18 districts for initial participation in the preschool  
19 program and for expansion funding exceeds the funding  
20 made available for the preschool program under this  
21 section, the department shall utilize all of the  
22 following selection criteria in selecting the school  
23 districts that will be approved to participate in the  
24 preschool program:

25 a. Priority shall be given to school districts that  
26 do not have existing preschool programming within the  
27 school district boundaries ahead of applications for  
28 expansion funding.

29 b. Priority shall be given to school districts that  
30 have a high percentage of children in poverty and such  
31 children shall receive first priority for the programs.

32 c. Consideration shall be given to the size  
33 of school districts in large, medium, and small  
34 categories in order for there to be equitable statewide  
35 distribution of preschool program services.

36 d. Consideration shall be given to school districts  
37 with established, high-quality, community partnerships  
38 for the delivery of preschool programming that are  
39 seeking to expand access.

40 5. Repeal. This section is repealed July 1, 2017.>

41 2. By renumbering as necessary.

By STECKMAN of Cerro Gordo  
STAED of Linn

**HOUSE FILE 215**

**H-1040**

1 Amend House File 215 as follows:

2 1. Page 14, line 6, after <agency.> by inserting  
3 <The evaluation requirements for teachers and  
4 administrators shall also include but not be limited  
5 to a plan for the implementation of professional  
6 development for teachers and administrators.>  
7 2. Page 19, line 20, after <administrators.> by  
8 inserting <The council shall also develop a statewide  
9 survey to be distributed to and completed by school  
10 districts, area education agencies, regents educational  
11 institutions, libraries, administrators, teachers, and  
12 parents to assist in evaluating the effectiveness of  
13 the department of education and the director of the  
14 department of education relating to but not limited to  
15 the following criteria: communication, implementation  
16 of new model core teaching standards, and maintaining a  
17 high standard for clear and transparent rules for all  
18 areas under the direction of the department and the  
19 director.>

By WOOD of Scott

**H-1040** FILED FEBRUARY 18, 2013

**HOUSE FILE 215**

**H-1041**

1 Amend House File 215 as follows:

2 1. Page 47, after line 11 by inserting:  
3 <DIVISION \_\_\_\_  
4 STAFFING RATIOS FOR GUIDANCE COUNSELORS, LIBRARIANS,  
5 AND NURSES  
6 Sec. \_\_\_\_\_. Section 256.11A, Code 2013, is amended by  
7 striking the section and inserting in lieu thereof the  
8 following:  
9 256.11A Staffing ratios for guidance counselors,  
10 librarians, and nurses.  
11 The department, in collaboration with area education  
12 agencies, the board of educational examiners, and  
13 approved practitioner preparation programs, and  
14 other appropriate stakeholders, shall require school  
15 districts, notwithstanding section 256.11, subsections  
16 9, 9A, and 9B, to implement the recommendations of  
17 nationally recognized experts and organizations for  
18 student-to-school-counselor ratios, student-to-school  
19 nurse ratios, and student-to-school librarian ratios.  
20 School districts may apply to the department for  
21 reimbursement for the additional costs of implementing  
22 the recommendations in accordance with this section.  
23 The expenses of implementing the recommendations  
24 pursuant to this section shall be paid from the funds  
25 appropriated annually to the department.>  
26 2. By renumbering as necessary.

By MASCHER of Johnson

**H-1041** FILED FEBRUARY 18, 2013

HOUSE FILE 215

H-1042

1 Amend House File 215 as follows:

2 1. Page 39, line 12, by striking <site-based review  
3 council> and inserting <teacher advisory committee>

4 2. Page 39, line 13, by striking <3> and inserting  
5 <4>

6 3. Page 39, line 29, by striking <site-based review  
7 council> and inserting <teacher advisory committee>

8 4. Page 40, lines 16 and 17, by striking  
9 <site-based review council> and inserting <teacher  
10 advisory committee>

11 5. Page 40, line 18, by striking <council> and  
12 inserting <committee>

13 6. Page 41, by striking lines 16 through 35, and  
14 inserting:

15 <4. a. Each school district attendance center  
16 shall convene a teacher advisory committee composed  
17 of an odd number of teachers who shall be appointed  
18 by a majority vote of the teaching staff employed by  
19 the school district to work at the attendance center  
20 full-time. The committee shall review each application  
21 submitted to the committee by a classroom teacher who  
22 wishes to become a model, mentor, or lead teacher.  
23 Applications selected by a simple majority vote of the  
24 committee members shall be submitted by the committee  
25 to the administrators of the attendance center.  
26 Applicants shall be reviewed by the administrators  
27 of the attendance center who shall, by a simple  
28 majority final vote, determine whether to approve the  
29 application. Any applicant who receives at least two  
30 final votes is eligible for appointment as a model,  
31 mentor, or lead teacher. If multiple applicants are  
32 determined to be eligible, the eligible applicants  
33 shall be interviewed by a team consisting of a member  
34 of the teacher advisory committee; an administrator who  
35 previously reviewed the application and voted on the  
36 application; and the attendance center's principal,  
37 who shall consider the advice of the teacher on the  
38 interview team.>

39 7. Page 42, line 1, by striking <c.> and inserting  
40 b.>

By MASCHER of Johnson

H-1042 FILED FEBRUARY 18, 2013

## HOUSE FILE 215

### H-1043

1 Amend House File 215 as follows:

2 1. Page 8, lines 19 and 20, by striking <prior to  
3 advancement to the next grade> and inserting <at the  
4 conclusion of the academic year>

5 2. Page 14, line 4, by striking <three levels> and  
6 inserting <four tiers>

7 3. Page 15, by striking lines 21 through 23 and  
8 inserting <for changes in policy or statute. If  
9 implementation of the Iowa teaching standards developed  
10 pursuant to subparagraph (1) require a change in  
11 policy or statute, the change shall not be made without  
12 statutory approval.>

13 4. Page 18, by striking lines 14 and 15 and  
14 inserting <standards specified in section 284.3,  
15 subsection 1, paragraphs "a" through "h", the criteria  
16 for the Iowa teaching standards>

17 5. Page 20, by striking line 3 and inserting:  
18 <f. A means to differentiate teacher performance  
19 into four tiers.>

20 6. Page 25, line 11, by striking <or>

21 7. Page 25, line 12, after <classroom> by inserting  
22 <; for coverage of a classroom when an initial or  
23 career teacher is observing or co-teaching with a  
24 mentor, model, or lead teacher; for professional  
25 development time to learn best practices associated  
26 with the career pathways leadership process; for time  
27 beyond the contract for additional instructional or  
28 professional development days; and for other costs  
29 associated with an alternative teacher leadership  
30 proposal submitted by a district and approved by the  
31 department of education with the goals of improving  
32 instruction and elevating the quality of teaching and  
33 student learning>

34 8. Page 39, line 13, by striking <3> and inserting  
35 <4>

36 9. Page 43, after line 5 by inserting:  
37 <\_\_\_\_. A school district that meets the requirements  
38 of section 284.7 is exempt from the provisions of  
39 subsections 1 through 5 until July 1, 2016, or until  
40 the school district receives approval to implement  
41 the framework or comparable system in accordance with  
42 subsection 7.>

43 10. Page 45, by striking line 22 and inserting <at  
44 an overall school performance grade and report card  
45 for each attendance center. This information must be  
46 posted on the department of education's internet site  
47 with information for each attendance center listed  
48 separately.>

49 11. Page 45, line 31, by striking <classify> and  
50 inserting <grade>

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Page 2

1 12. Page 45, by striking lines 32 through 34 and  
2 inserting <into six different performance categories:  
3 exceptional, A+; high performing, A; commendable, B;  
4 acceptable, C; needs improvement, D; and priority, D-.  
5 The categories may be used to define support>  
6 13. By renumbering as necessary.

**By** JORGENSEN of Woodbury

**H-1043** FILED FEBRUARY 18, 2013

**HOUSE FILE 215**

**H-1044**

1 Amend House File 215 as follows:

2 1. By striking page 6, line 2, through page 7, line  
3 18.

4 2. Page 13, by striking lines 15 through 23.

5 3. Page 21, by striking lines 11 through 26.

6 4. Page 46, after line 16 by inserting:

7 <Sec. \_\_\_\_ . SUPPLEMENTAL ASSISTANCE FOR HIGH-NEED  
8 SCHOOLS. There is appropriated from the general fund  
9 of the state to the department of education for the  
10 following fiscal years, the following amounts, or  
11 so much thereof as is necessary, to be used for the  
12 purposes designated:

13 For purposes of implementing the supplemental  
14 assistance for high-need schools provisions of section  
15 284.11:

16 FY 2013-2014

17 ..... \$ 3,700,000

18 FY 2014-2015

19 ..... \$ 6,500,000

20 Moneys received by a school district pursuant to  
21 this subsection shall supplement, not supplant, moneys  
22 allocated pursuant to section 284.13, subsection 1,  
23 paragraph "00e".>

24 5. By renumbering as necessary.

**By** KAJTAZOVIC of Black Hawk

**H-1044** FILED FEBRUARY 18, 2013



HOUSE FILE 215

H-1045

1 Amend House File 215 as follows:

2 1. Page 48, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 SPECIFIC CRITERIA FOR TEACHER PREPARATION

5 Sec. \_\_\_\_\_. Section 256.16, subsection 1, paragraph  
6 a, subparagraph (2), Code 2013, is amended to read as  
7 follows:

8 (2) Administer, ~~prior to a student's completion of~~  
9 ~~the practitioner preparation program and subject to~~  
10 ~~the director's approval,~~ subject assessments designed  
11 by a nationally recognized testing service that  
12 measure pedagogy and knowledge of at least one subject  
13 area; or, a valid and reliable ~~subject area specific~~  
14 discipline-specific, performance-based assessment for  
15 preservice teacher candidates, centered on student  
16 learning. ~~A The student shall not successfully~~  
17 ~~complete the program unless the student achieves scores~~  
18 ~~above the twenty-fifth percentile nationally on the~~  
19 ~~assessments administered pursuant to this subparagraph~~  
20 may select either the subject assessments or the  
21 performance-based assessment.

22 Sec. \_\_\_\_\_. Section 256.16, subsection 1, Code 2013,  
23 is amended by adding the following new paragraph:

24 NEW PARAGRAPH. d. Work with the board of  
25 educational examiners to develop valid and reliable  
26 pathways to licensure by subject area which a student  
27 enrolled in the program may elect to pursue.

28 Sec. \_\_\_\_\_. Section 256.16, Code 2013, is amended by  
29 adding the following new subsection:

30 NEW SUBSECTION. 3. a. A council on pathways  
31 to licensure is established, administratively  
32 attached to the board of educational examiners, to  
33 identify appropriate levels of proficiency in each  
34 licensure pathway developed pursuant to subsection 1,  
35 paragraph "d" and to periodically review the levels of  
36 proficiency in each licensure pathway. The council  
37 shall consist of the director of the department  
38 of education, or the director's designee, and the  
39 remaining members shall be appointed by the executive  
40 director of the board of educational examiners as  
41 follows:

42 (1) Three members who shall represent accredited  
43 private institutions offering practitioner preparation  
44 programs approved pursuant to section 256.7, subsection  
45 3.

46 (2) Three members who shall represent institutions  
47 of higher learning governed by the state board of  
48 regents offering practitioner preparation programs  
49 approved pursuant to section 256.7, subsection 3.

50 b. Members appointed pursuant to paragraph "a",

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1 subparagraphs (1) and (2) shall serve staggered  
2 four-year terms. A vacancy shall be filled in the same  
3 manner as the original appointment and shall be for the  
4 remainder of the unexpired term of the vacancy. The  
5 council shall elect a chairperson and vice chairperson.  
6 The council shall meet regularly as determined by  
7 the council, upon the call of the chairperson, or  
8 upon the call of a majority of the members. Members  
9 shall be reimbursed for actual and necessary expenses  
10 incurred in performance of their duties. The board of  
11 educational examiners shall provide staff assistance  
12 and administrative support to the council.

13 c. The council shall assist the board of  
14 educational examiners and the state board in resolving  
15 issues which are directly related to pathways to  
16 licensure and practitioner preparation programs. The  
17 council shall formulate recommendations on any issue  
18 referred to it by the board of educational examiners or  
19 the state board and shall submit its recommendations  
20 to both boards within any specified time periods. The  
21 council shall submit an annual report with its findings  
22 and recommendations, including any recommendations for  
23 changes in law or policy, to the board of educational  
24 examiners, the state board, the governor, and the  
25 general assembly by January 15.

26 Sec. \_\_\_\_\_. COUNCIL ON PATHWAYS TO LICENSURE ----  
27 INITIAL RECOMMENDATIONS ---- INITIAL MEMBERSHIP TERMS.

28 1. Notwithstanding section 256.16, subsection 3,  
29 paragraph "c", the council on pathways to licensure  
30 shall submit an initial report, including its findings  
31 and recommendations for changes in law or policy, by  
32 November 15, 2013, to the state board of education,  
33 the board of educational examiners, the governor, and  
34 general assembly, and shall submit its first annual  
35 report to the state board of education, the board  
36 of educational examiners, the governor, and general  
37 assembly by January 15, 2015.

38 2. Initial appointments to the council on pathways  
39 to licensure made pursuant to section 256.16,  
40 subsection 3, paragraph "a", subparagraphs (1) and (2)  
41 shall be for terms as follows: Two members shall be  
42 appointed for two-year terms, two members shall be  
43 appointed for three-year terms, and two members shall  
44 be appointed for four-year terms.>

45 2. By renumbering as necessary.

**By WINCKLER of Scott**

# Fiscal Note

*Fiscal Services Division*



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**HF 198** – Home and Community-Based Services Staff Training (LSB 1274HV)  
Analyst: Jess Benson (Phone: (515) 281-4611) ([jess.benson@legis.iowa.gov](mailto:jess.benson@legis.iowa.gov))  
Fiscal Note Version – New  
Requested by Representative Mark Costello

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## Description

**House File 198** requires the Department of Human Services (DHS) to adopt administrative rules to allow reasonable staff training costs for Home and Community-Based Services (HCBS) providers to be reimbursable as direct costs. The reimbursement of reasonable costs is to include reimbursement for costs associated with the Learning Management System utilized under the College of Direct Support training program.

## Background

The DHS currently reimburses provider training costs as indirect costs that are capped. By changing reimbursement to direct costs, the cap on these expenditures would effectively be removed. The Department is currently contracting with an entity to provide training for HCBS waiver providers, including access to the College of Direct Support.

## Assumptions

- Under the current contract for training, the DHS is estimated to spend \$1.1 million each year on training costs in FY 2014 and FY 2015, including:
  - \$308,600 from the General Fund
  - \$308,600 from federal funds
  - \$461,800 from the federal Money Follows the Person rebalancing funds
- Total training costs will be approximately \$1.1 million total dollars for FY 2014 and FY 2015 if reimbursed as a direct cost.
- The current HCBS training contract will be eliminated and training costs will be reimbursed only as a direct cost on the cost report.
- Money Follows the Person funds will no longer be used once training costs are reimbursed as a direct cost.
- The State Federal Medical Assistance Percentage (FMAP) rate is 41.79% for FY 2014 and 42.22% for FY 2015.

## Fiscal Impact

Changing the HCBS training cost reimbursement from an indirect cost to a direct cost is estimated to cost the General Fund \$142,000 in FY 2014 and \$147,000 in FY 2015.

## Source

Department of Human Services

/s/ Holly M. Lyons

February 14, 2013

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The fiscal note for this bill was prepared pursuant to **Joint Rule 17** and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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